

**299 IN THE HIGH COURT OF PUNJAB AND HARYANA
 AT CHANDIGARH**

**CRM-M No.24328 of 2016 (O&M)
Date of decision: October 18, 2016**

Gurnam Singh and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. J.S. Mahal, Advocate
 for the petitioners.

 Mr. J.S. Sekhon, AAG, Punjab
 for respondent No.1-State.

 Mr. Gagandeep Singh, Advocate
 for respondent No.2.

JASPAL SINGH, J.(ORAL)

1. This is a petition under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.72 dated 04.05.2014, under Sections 295, 326, 341, 324, 506, 148, 149 of IPC, registered at Police Station Dhariwal, District Gurdaspur, and all subsequent proceedings arising therefrom, on the basis of compromise dated 06.05.2016 (Annexure P-2).
2. Vide order dated August 30, 2016, parties were directed to appear before the trial Court, for getting their statements recorded. In compliance thereof, statements of petitioners No.1 to 3 and 5, namely, Gurnam Singh, Salwinder Singh, Gurpreet Singh, Balwinder Kumar and respondent No.2-Narinder Singh have been recorded, wherein, it has been categorically observed that with the intervention of respectables the matter has been compromised between them voluntarily and without any

coercion or pressure.

3. As petitioners No.4 and 6, namely, Malook Singh @ Malooka and Happy Masih did not appear before the trial Court for recording their statement, petition qua them stand dismissed.
4. So, in view of circumstances narrated above as well as the observations made in cases reported as *Kulwinder Singh and others vs. State of Punjab & Anr. 2007(3) RCR (Criminal) 1052* and *Narinder Singh and Ors. vs. State of Punjab & Anr., (2014) 6 SCC 466*, I am of the considered opinion that continuation of criminal proceedings between the parties would be an abuse of the process of law and the present compromise is for the benefit of the parties and would certainly bring peace and harmony between them.
5. Consequently, instant petition stands allowed and FIR No.72 dated 04.05.2014, under Sections 295, 326, 341, 324, 506, 148, 149 of IPC, registered at Police Station Dhariwal, District Gurdaspur, and all subsequent proceedings arising therefrom, are quashed qua petitioners No.1 to 3 and 5.

October 18, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No