

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

**CRM-M No.24439 of 2015 (O&M)
Date of decision: September 09, 2016**

Rohit Saggu and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. O.P.S. Tanwar, Advocate
 for the petitioners.

 Mr. R.P.S. Sidhu, AAG, Punjab
 for respondent No.1-State.

 Mr. Sarvesh Kumar Gupta, Advocate
 for respondents No.2 to 4.

JASPAL SINGH, J.(ORAL)

1. This is a petition under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.66 dated 11.04.2015, under Sections 308, 333, 120-B IPC and Section 3 of Prevention of Damage to Public Property Act, 1984 registered at Police Station Sarabha Nagar, District Ludhiana on the basis of compromise(s) dated 29.04.2015, 02.05.2015 (Annexures P-2 and P-4), affidavit(s) dated 02.05.2015 and 06.05.2015 (Annexures P-7, P-8 and P-9) and all subsequent proceedings arising therefrom.

2. Vide order dated August 10, 2015, parties were directed to appear before the Chief Judicial Magistrate, for getting their statements recorded. In compliance thereof, report of the Chief Judicial Magistrate has been received, wherein, it has been categorically observed that the matter has been compromised between the parties voluntarily and without any

pressure, threat or coercion.

3. 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*, *Narinder Singh and Ors. vs. State of Punjab & Anr., (2014) 6 SCC 466* and *Court on its own motion vs. UT Chandigrh and others* passed in *CWP No.4964 of 2013, decided on 11.03.2013*, 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.

4. Consequently, instant petition stands allowed and FIR No.66 dated 11.04.2015, under Sections 308, 333, 120-B IPC and Section 3 of Prevention of Damage to Public Property Act, 1984 registered at Police Station Sarabha Nagar, District Ludhiana, and all subsequent proceedings arising therefrom, are quashed qua the petitioners.

September 09, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No