

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

CRM-M No.25385 of 2016

Date of decision: September 09, 2016

Jatinder Kumar Dawar and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Mandeep Kaushik, Advocate
 for the petitioners.

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

 Mr. Rajneesh Lakhanpal, 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.3 dated 11.01.2016, under Sections 307, 148, 149 of IPC (during investigation 307 IPC has been deleted and Section 336 IPC has been added) read with Section 27 of Arms Act, registered at Police Station Division No.2 Ludhiana, and all subsequent proceedings arising therefrom, on the basis of compromise dated 16.01.2016 and 06.04.2016 (Annexures P-2 and P-3) between the petitioners and respondent No.2.

2. Vide order dated July 27, 2016, parties were directed to appear before the trial Court/Illaq Magistrate, for getting their statements recorded. In compliance thereof, report of the trial Court/Illaq 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*** 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.

4. Consequently, instant petition stands allowed and FIR No.3 dated 11.01.2016, under Sections 307, 148, 149 of IPC (during investigation 307 IPC has been deleted and Section 336 IPC has been added) read with Section 27 of Arms Act, registered at Police Station Division No.2 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