

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-27401 of 2016

Date of decision:- December 13, 2016

MANJIT SINGH AND ANOTHER

..PETITIONERS...

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Narinder S. Lucky, Advocate,
for the petitioners.

Mr. RPS Sidhu, AAG, Punjab.

Ms. Archana, Advocate,
for respondents No. 2 and 3.

JASPAL SINGH, J.

Instant petition has been preferred under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.102, dated 23.07.2016, under Sections 323, 452, 148, 149 IPC and Section 25 of the Arms Act, Police Station Gharinda, District Amritsar (Annexure P-1), along with all subsequent proceedings arising out of the same, on the basis of compromise dated 03.08.2016 (Annexure P-2).

2. In compliance of order dated November 07, 2016, report of learned Judicial Magistrate has been received, in which, it has been categorically observed that parties have willfully settled their differences

and reached at bonafide compromise without any pressure and the same

seems to be genuine. Even otherwise, the matter involved is personal in nature, which has been amicably put at rest. Compromise is the soul of justice, which not only enhances the social amity, harmony and peace but also reduces friction and discord.

3. So, in view of above circumstances and in view of the pronouncement captioned as “**Kulwinder Singh & others v. State of Punjab & others; 2007 (3) RCR (Criminal) 1052**, 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 their benefit and will bring peace and harmony between them.

4. Consequently, the instant petition stands allowed and FIR No.102, dated 23.07.2016, under Sections 323, 452, 148, 149 IPC and Section 25 of the Arms Act, Police Station Gharinda, District Amritsar , and all other consequential proceedings arising therefrom are quashed qua the petitioners.

December 13, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No