

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of decision : December 21, 2016

1. CRM No. M-26838 of 2014

Anil Kumar and others

...Petitioners...

versus

State of Punjab and others

...Respondents...

2. CRM No. M-27855 of 2014

Raju and others

...Petitioners...

versus

State of Punjab and others

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Pardeep Bajaj, Advocate
for the petitioners (in CRM-M-26838-2014).

Mr. Vinay Kumar, Advocate
for the petitioners (in CRM-M-27855-2014).

Mr. J.S. Sekhon, AAG, Punjab.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

JASPAL SINGH, J.

This order shall dispose of aforesaid two petitions i.e CRM No. M-26838 of 2014, captioned as “*Anil Kumar and others vs. State of Punjab and others*” and CRM No. M-27855 of 2014, captioned as “*Raju and others vs. State of Punjab and others*”.

2. CRM No. M-26838 of 2014 has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.71 dated 16.05.2014, under Sections 307, 323, 324, 341, 148, 149 IPC, registered at Police Station Daba, District Ludhiana, Punjab and all the consequent proceedings on the basis of compromise/affidavits dated (Annexures P-2 to P-6).

3. CRM No. M-27855 of 2014 has been filed under Section 482 of the Code of Criminal Procedure for quashing of DDR No.22 dated 18.05.2014, registered under Sections 452, 324, 323, 506, 148, 149 in FIR No.71 dated 16.05.2014, under Sections 307, 323, 324, 341, 148, 149 registered at Police Station Daba, District Ludhiana, Punjab and cross case registered vide all consequential proceedings arising therefrom, on the basis of compromise.

4. Reports of learned trial Court have been received, in which, it has been categorically observed that a compromise is genuine, voluntary and without any coercion or undue influence. Even otherwise, matter involved is personal in nature, which stood amicably settled.

5. So, in view of above circumstances and in view of the pronouncement captioned as **"Kulwinder Singh & others vs. State of Punjab and 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.

6. Consequently, both petitions are allowed and FIR No.71 dated 16.05.2014, under Sections 307, 323, 324, 341, 148, 149 IPC, registered at

Police Station Daba, District Ludhiana, Punjab and DDR No.22 dated 18.05.2014, registered under Sections 452, 324, 323, 506, 148, 149 in FIR No.71 dated 16.05.2014, under Sections 307, 323, 324, 341, 148, 149 registered at Police Station Daba, District Ludhiana, Punjab and cross case registered as well as all other consequential proceedings arising therefrom are quashed qua the petitioner(s).

December 21, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No