

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

CRM-M No.27771 of 2016

Date of decision: September 16, 2016

Hardev Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Balbir S. Jaswal, Advocate
for the petitioner.

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

Ms. Kaavya Jariyal, 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.142 dated 13.04.2009, under Sections 323, 324, 382 and 34 of IPC registered at Police Station Civil Lines, District Amritsar City, and all subsequent proceedings arising therefrom, on the basis of compromise dated 16.02.2016 (Annexure P-2).

2. Vide order dated August 11, 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.142 dated 13.04.2009, under Sections 323, 324, 382 and 34 of IPC registered at Police Station Civil Lines, District Amritsar City, and all subsequent proceedings arising therefrom, are quashed qua the petitioner.

September 16, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No