

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Sr. No.318

CRM NO. M-28094 of 2016
DECIDED ON : OCTOBER 25, 2016

SAUDAGAR SINGH & OTHERS

....PETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHER

....RESPONDENTS

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Prashant Vashisth, Advocate,
for the petitioners.

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

Mr. Vinod Kumar Kaushal, Advocate,
for respondent No.2-complainant.

JASPAL SINGH, J.

This is a petition preferred under Section 482 of the Code of Criminal Procedure seeking quashing of DDR No. 17, dated September 13, 2014, registered at Police Station Dehlon, District Ludhiana City (Annexure P-1) in connection with case FIR No. 128, dated September 12, 2014, under Sections 323, 324, 506, 148 & 149 IPC and FIR No. 127, dated July 30, 2015, under Sections 323, 324, 341, 325, 326, 148 & 149 IPC and Section 3 of the Scheduled Castes and Schedules Tribes (Prevention of Atrocities) Act, 1989, both registered at Police Station Dehlon, Ludhiana and all subsequent proceedings arising therefrom, on the basis of compromise dated May 02, 2016 (Annexure P-2).

2 Report of learned trial Court has been received, wherein, it has been categorically observed that the matter has been compromised between the parties with the intervention of respectables, with their free will, without any pressure, coercion, undue influence and the same appears to be genuine. Even otherwise, matter involved in these proceedings is personal in nature, which has been amicably put at rest.

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 and another*; 2007(3) RCR (Criminal) 1052 and *Narinder Singh and Others Vs. State of Punjab and Another (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 cross case vide DDR No. 17, dated September 13, 2014, registered at Police Station Dehlon, District Ludhiana City (Annexure P-1) in connection with case FIR No. 128, dated September 12, 2014, under Sections 323, 324, 506, 148 & 149 IPC and FIR No. 127, dated July 30, 2015, under Sections 323, 324, 341, 325, 326, 148 & 149 IPC and Section 3 of the Scheduled Castes and Schedules Tribes (Prevention of Atrocities) Act, 1989, both registered at Police Station Dehlon, Ludhiana and all subsequent proceedings arising out of the same are quashed qua petitioners.

OCTOBER 25, 2016
Ankur

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned
Whether Reportable

Yes/No
Yes/No