

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-29803 of 2016

Date of decision:- September 28, 2016

Samual @ Sammy and others

...Petitioners...

versus

State of Punjab and another

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Vivek Salathia, Advocate,
for the petitioners.

Mr. RPS Sidhu, AAG, Punjab.

Mr. Vikas Gupta, Advocate,
for respondent No.2.

JASPAL SINGH, J.

Instant petition has been preferred under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.90, dated 23.05.2016, under Sections 323, 341, 506/34 IPC, Police Station Cantonment, Amritsar (Annexure P-1), along with all consequential proceedings arising out of the same, on the basis of compromise (Annexure P-2).

2. In compliance of order dated 27.08.2016, report of learned Judicial Magistrate has been received, in which, it has been categorically observed that parties have compromised the matter voluntary and without any coercion or undue influence. They admitted the genuineness of the

compromise. 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 pronouncements captioned as “*Narinder Singh and others vs. State of Punjab and another*” 2014 (2) RCR (Criminal) 482 as well 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.90, dated 23.05.2016, under Sections 323, 341, 506/34 IPC, Police Station Cantonment, Amritsar, and all other consequential proceedings arising therefrom are quashed qua the petitioners.

September 28, 2016
sonika

(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No