

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

**CRM-M No.29491 of 2015
Date of decision: May 30, 2016**

Mandeep Kumar and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. R.P. Dhir, Advocate
for the petitioners.

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

Ms. Ekta Thakur, Advocate
for respondents No.2 and 3.

JASPAL SINGH, J.(ORAL)

1. This is a petition under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.104 dated 13.06.2008, under Sections 307, 324, 427, 506 read with Section 34 of IPC registered at Police Station Mahilpur, District Hoshiarpur and all subsequent proceedings arising therefrom, on the basis of compromise.

2. Vide order dated April 29, 2016, parties were directed to appear before the learned trial Court, for getting their statements recorded. On 16.05.2016 statements of Makhan Singh who is injured in the instant case and attorney of Gagandeep Singh-complainant, accused-juveniles Jatinder Singh and Mandeep Kumar were recorded in which they have stated that they have compromised the matter voluntarily without any pressure and coercion from any side. In compliance thereof, report of trial Court 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.104 dated 13.06.2008, under Sections 307, 324, 427, 506 read with Section 34 of IPC registered at Police Station Mahilpur, District Hoshiarpur, and all subsequent proceedings arising therefrom, are quashed qua the petitioners.

May 30, 2016
m. sharma

(JASPAL SINGH)
JUDGE