

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

CRM-M No.30407 of 2016

Date of decision: October 20, 2016

Anita Anand and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Amaninder Preet, Advocate
for the petitioners.

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

Mr. Hitesh Mittal, 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.416 dated 27.11.2008, under Sections 420, 467, 468, 471, 120-B of IPC, registered at Police Station Kharar, District SAS Nagar Mohali, and all subsequent proceedings arising therefrom, on the basis of compromise dated 22.08.2016 (Annexure P-2).

2. Vide order dated August 30, 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.416 dated 27.11.2008, under Sections 420, 467, 468, 471, 120-B of IPC, registered at Police Station Kharar, District SAS Nagar Mohali, and all subsequent proceedings arising therefrom, are quashed qua the petitioners.

October 20, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No