

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-30514 of 2015
Date of decision:- May 17, 2016

Mehar Singh and others

...Petitioners...

versus

State of Punjab and others

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. P.S. Khurana, Advocate
for the petitioners.

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

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

JASPAL SINGH, J.

Present petition has been preferred under Section 482 of the Code of Criminal Procedure by the petitioners seeking quashing of FIR No.91, dated 31.05.2015, under Sections 307, 452, 447, 511, 148 and 149 IPC and Section 25 of the Arms Act, Police Station Dharamkot, District Moga (Annexure P-1), alongwith all consequential proceedings arising thereof, in view of the compromise dated 20.07.2015 (Annexure P-2).

2. Report of learned Judicial Magistrate has been received, in which, it has been categorically observed that the compromise so

effected between the parties is genuine and voluntary in nature. 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 pronouncement captioned 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.91, dated 31.05.2015, under Sections 307, 452, 447, 511, 148 and 149 IPC and Section 25 of the Arms Act, Police Station Dharamkot, District Moga and all other consequential proceedings arising therefrom are quashed qua the petitioners.

May 17, 2016
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(JASPAL SINGH)
JUDGE