

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

CRM-M No.33772 of 2016

Date of decision: November 09, 2016

Harjinder Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Karanjit Singh, Advocate
for the petitioner.

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

Ms. Manjeet Kaur, Advocate
for respondent No.2-complainant.

JASPAL SINGH, J.(ORAL)

1. This is a petition under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.45 dated 24.03.2016, under Sections 420, 466, 467, 468 IPC and 25(1-B) (h) 21 of Arms Act and all subsequent proceedings arising therefrom, on the basis of compromise dated 14.09.2016 (Annexure P-2).

2. Vide order dated September 22, 2016, parties were directed to appear before the Illaqa Magistrate/trial Court, for getting their statements recorded. In compliance thereof, report of the Illaqa Magistrate/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.45 dated 24.03.2016, under Sections 420, 466, 467, 468 IPC and 25(1-B) (h) 21 of Arms Act and all subsequent proceedings arising therefrom, are quashed qua the petitioner.

November 09, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No