

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-34231 of 2016

Date of decision:- November 29, 2016

SIMRANJIT SINGH

...PETITIONER...

VERSUS

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Harmandeep Singh Brar, Advocate,
for the petitioner.

Mr. B.S. Cheema, DAG, Punjab.

Mr. M.S. Atwal, Advocate,
for complainant-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.136, dated 05.08.2016, under Sections 341, 323, 34 and 379-B IPC, Police Station Moga City, District Moga (Annexure P-1/T) and all the consequential proceedings arising from it, on the basis of compromise/affidavit dated 05.08.2016 (Annexure P-3/T).

2. In compliance of order dated November 07, 2016, report of learned Judicial Magistrate has been received, in which, it has been categorically observed that the compromise is genuine, without fear and coercion. 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.136, dated 05.08.2016, under Sections 341, 323, 34 and 379-B IPC, Police Station Moga City, District Moga, and all other consequential proceedings arising therefrom are quashed qua the petitioner.

November 29, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No