

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Date of decision : July 18, 2016

1. CRM No. M-34936 of 2015

Sumitra and others

...Petitioners...

versus

State of Haryana and others

...Respondents...

2. CRM No.M-34972 of 2015

Jaideep and others

...Petitioners...

versus

Sumitra Devi and another

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : None.

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.

This order shall dispose of aforesaid two petitions i.e CRM No. M-34936 of 2015, captioned as “*Sumitra and others vs. State of Haryana and others*” and CRM No. M-34972 of 2015, captioned as “*Jaideep and others vs. Sumitra Devi and another*”.

2. CRM No. M-34936 of 2015 has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.501, dated 21.08.2011, under Sections 148, 149, 323, 324, 506 IPC and Section 307 IPC and 25/54/59 of Arms Act (added later on), Police Station Jhajjar, District Jhajjar and all the consequent proceedings arising therefrom, on the basis of compromise.

3. CRM No. M-34972 of 2015 has been filed under Section 482 of the Code of Criminal Procedure for quashing of complaint No.97, dated 19.10.2012, under Sections 148, 149, 323, 324, 452, 506 IPC (cross version), Police Station Jhajjar and all the subsequent proceedings arising therefrom, on the basis of compromise.

4. Reports of learned trial Court have been received, in which, it has been categorically observed that a compromise has been effected between the parties and statements of complainants and injured persons have been recorded, which are genuine, voluntary and without any coercion or undue influence. Even otherwise, matter involved is personal in nature, which stood amicably settled.

5. So, in view of above circumstances and in view of the pronouncement captioned as **“Kulwinder Singh & others vs. State of Punjab and 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.

6. Consequently, both petitions are allowed and FIR No.501, dated 21.08.2011, under Sections 148, 149, 323, 324, 506 IPC and Section 307 IPC and 25/54/59 of Arms Act (added later on), Police Station Jhajjar, District Jhajjar as also complaint No.97, dated 19.10.2012, under Sections 148, 149, 323, 324, 452, 506 IPC (cross version), Police Station Jhajjar, as well as all other consequential proceedings arising therefrom are quashed qua the petitioner(s).

July 18, 2016
m. sharma

(JASPAL SINGH)
JUDGE