

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

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**CRM-M No.36432 of 2016.
Date of Decision: 01.12.2016.**

Ghukhar Ram and another

....Petitioners.

Versus

State of Punjab and another

....Respondents.

CORAM: HON'BLE MRS. JUSTICE SNEH PRASHAR

Present: Mr. Sumeet Puri, Advocate for the petitioners.

Mr. Ankur Jain, Assistant Advocate General, Punjab.

Sneh Prashar, J.

Through the present petition filed under Section 482 of the Code of Criminal Procedure (for short, "Cr.P.C."), the petitioners pray for quashing of First Information Report No.136 dated 14.05.2013 under Sections 342/323 of the Indian Penal Code (for short "IPC"), to which Sections 355/201 IPC were added lateron, registered at Police Station City Sangrur and subsequent proceedings emanating therefrom, on the basis of compromise (Annexure P1).

Vide order dated 17.10.2016, the parties were directed to appear before the trial Court to get their statements recorded with regard to the compromise. Pursuant thereto, a report has been submitted by Chief Judicial Magistrate, Sangrur wherein it has been reported that statements of the parties have been recorded and that they have voluntarily compromised the matter. Learned counsel for the State does not dispute genuineness of

the compromise in view of the report of trial Court.

A perusal of allegations in the First Information Report reveals that the present case squarely falls in that category of cases which can be quashed by the High Court, in exercise of its inherent power under Section 482 Cr.P.C. Keeping in view the authoritative enunciation of law laid down by Hon'ble the Supreme Court in 'Gian Singh v. State of Punjab and another', 2012(4) R.C.R. (Criminal) 543 and in the light of facts and circumstances of the present case, this Court is of the considered opinion that continuation of criminal proceedings would amount to abuse of process of law and it is expedient in the interest of justice that criminal proceedings are put to an end. In this view of the matter, the petition is allowed and First Information Report No.136 dated 14.05.2013 under Sections 342/323 IPC (Sections 355/201 IPC added lateron), registered at Police Station City Sangrur and proceedings emanating therefrom stand quashed qua the petitioners.

(SNEH PRASHAR)
JUDGE

01.12.2016
jitender sharma

Whether speaking/ reasoned : Yes

Whether Reportable : No