

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-3715 of 2016

Date of decision:- May 31, 2016

Harjinder Singh and others

...Petitioners...

versus

State of Punjab and another

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. R.S. Sekhon, Advocate
for the petitioners.

Mr. A.S. Sidhu, AAG, Punjab.

Mr. Impinder Singh Dhaliwal, Advocate,
for respondent No.2.

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.

Instant petition has been preferred under under Section 482 of the Code of Criminal Procedure for quashing of FIR No.108, dated 09.06.2015, under Sections 452, 324, 323, 148 and 149 IPC, Police Station Ghall Khurd, District Ferozepur along with all subsequent proceedings arising therefrom, on the basis of compromise dated 12.01.2016.

2. Report of learned Judicial Magistrate has been received, in which, it has been observed that compromise effected between the parties

appears to be genuine, voluntary and without any coercion or pressure. 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.

4. 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.

5. Consequently, the instant petition stands allowed and FIR No.108, dated 09.06.2015, under Sections 452, 324, 323, 148 and 149 IPC, Police Station Ghall Khurd, District Ferozepur, and all other consequential proceedings arising therefrom are quashed qua the petitioners.

May 31, 2016
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(JASPAL SINGH)
JUDGE