

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

CRM-M No.40404 of 2016

Date of decision: December 20, 2016

Sandeep Kumar

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. C.L. Verma, Advocate
 for the petitioner.

 Mr. G.S. Khandewad, DAG, Punjab
 for respondent No.1-State.

 Mr. Amit Verma, Advocate
 for respondent No.2.

JASPAL SINGH, J.(ORAL)

1. This is a petition under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.96 dated 23.12.1996, under Sections 380, 411 of IPC, registered at Police Station Kurali, District SAS Nagar, Mohali, Punjab, and all subsequent proceedings arising therefrom, on the basis of compromise dated 04.11.2016 and affidavit of respondent No.2 dated 04.11.2016.

2. Vide order dated November 11, 2016, parties were directed to appear before the Illaqa Magistrate, for getting their statements recorded. In compliance thereof, report of the Illaqa Magistrate 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.96 dated 23.12.1996, under Sections 380, 411 of IPC, registered at Police Station Kurali, District SAS Nagar, Mohali, Punjab, and all subsequent proceedings arising therefrom, are quashed qua the petitioner.

December 20, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No