

CRM No.M-39523 of 2015

[1]

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Sr. No.251

CRM No.M-39523 of 2015

Date of decision : February 29, 2016

Ashok Kumar and another

...Petitioners...

versus

State of Punjab and another

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Prateek Pandit, Advocate,
for the petitioners.

Mr. Varun Sharma, Assistant Advocate General,
Punjab for respondent No.1-State.

None for respondent No.2.

JASPAL SINGH, J.

This petition has been preferred under Section 482 of the Code of Criminal Procedure for quashing of FIR No. 5, dated 15.01.2013 (Annexure P-1), under Sections 323, 295, 452, 148, 149 of IPC, registered at Police Station Bholath, District Kapurthala, along with all consequential proceedings arising out of the same, on the basis of compromise.

2. In compliance of order dated November 26, 2015, report of learned Judicial Magistrate, 1st Class, Kapurthala, has been received, in which, it has been categorically observed that parties

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have arrived at compromise without any pressure, voluntarily or coercion from any quarter. Even otherwise, matter involved is personal in nature, which has been amicably put at rest.

3. In view of the above 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, instant petition stands allowed and FIR No. 5, dated 15.01.2013 (Annexure P-1), under Sections 323, 295, 452, 148, 149 of IPC, registered at Police Station Bholath, District Kapurthala and all other subsequent proceedings arising therefrom are quashed qua the petitioners.

February 29, 2016

Ankur

**(JASPAL SINGH)
JUDGE**