

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-40445 of 2015

Date of decision:- May 31, 2016

Kuldeep Singh and others

...Petitioners...

versus

State of Punjab and another

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Ms. Isha Goyal, Advocate
for the petitioners.

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

Mr. Sartaj Singh Gill, 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.

Through this petition preferred under under Section 482 of the Code of Criminal Procedure, petitioners have sought quashing of FIR No.170, dated 31.10.2011, under Sections 341, 323, 325, 382 and 34 IPC, Police Station 'E' Division, Amritsar City, (Annexure P-1) along with all consequential proceedings arising therefrom, on the basis of compromise.

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

parties and the same is effected without any pressure or coercion of anyone. The sole purpose of the parties for effecting compromise between them is their desire to live in peace and harmony.

3. Moreover, as per the statement of complainant-Jagjit Singh, he has no objection, in case, the said FIR and all consequent proceedings are quashed against the accused. 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.170, dated 31.10.2011, under Sections 341, 323, 325, 382 and 34 IPC, Police Station 'E' Division, Amritsar City, and all other consequential proceedings arising therefrom are quashed qua the petitioners.

May 31, 2016
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(JASPAL SINGH)
JUDGE