

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

Date of decision : November 08, 2016

1. CRM No. M-40854 of 2014

Prince Sharma and others

...Petitioners

versus

State of Punjab and another

...Respondents

2. CRM No. M-24511 of 2016

Gurmail Singh

...Petitioner

versus

State of Punjab and another

...Respondents

3. CRM No. M-24771 of 2016

Harsh Sharma

...Petitioner

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Anupreet S. Sidhu, Advocate
for the petitioners (*in CRM-M Nos.40854-2014 & 24771-2016*)
for respondent No.2 (*in CRM-M No.24511-2016*).

Mr. R.P.S. Sidhu, AAG, Punjab
for respondent No.1-State.

Mr. Amjad Khan, Advocate
for the petitioner (*in CRM-M-24511-2016*)
for respondent No.2 (*in CRM-M-24771-2016*).

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.

This order shall dispose of aforesaid three petitions i.e CRM No.M-40854 of 2014, captioned as ***“Prince Sharma and others vs. State of Punjab and another”***, CRM No.M-24511 of 2016, captioned as ***“Gurmail Singh vs. State of Punjab and another”*** and CRM No.M-24711 of 2016, captioned as ***“Harsh Sharma vs. State of Punjab and another.”***

2. CRM No. M-40854 of 2014 has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.419 dated 23.12.2012, under Sections 341, 323, 148, 149 IPC registered at Police Station Tripri Town, Patiala, District Patiala and all the consequent proceedings on the basis of compromise dated 04.10.2013.
3. CRM No. M-24511 of 2016 has been filed under Section 482 of the Code of Criminal Procedure for quashing of DDR No.27 dated 23.12.2012, under Sections 323, 336, 427, 34 IPC recorded as cross case in FIR No.419 dated 23.12.2012, under Sections 341, 323, 148, 149 IPC registered at Police Station Tripri Town, Patiala, District Patiala and all the subsequent proceedings arising therefrom, on the basis of compromise dated 04.10.2013.
4. CRM No. M-24771 of 2016 has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.419 dated 23.12.2012, under Sections 341, 323, 148, 149 IPC registered at Police Station Tripri Town, Patiala, District Patiala and all the consequent proceedings on the basis of compromise dated 09.01.2015.
5. Reports of learned trial Court have been received, in which, it has been categorically observed that a compromise is genuine, voluntary

and without any coercion or undue influence. Even otherwise, matter involved is personal in nature, which stood amicably settled.

6. So, in view of above circumstances and in view of the pronouncement captioned as **“Kulwinder Singh & others vs. State of Punjab and 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.

7. Consequently, the abovesaid petitions are allowed and FIR No.419 dated 23.12.2012, under Sections 341, 323, 148, 149 IPC registered at Police Station Tripri Town, Patiala, District Patiala (*in CRM Nos.M-40854-2014 and 24771-2016*); DDR No.27 dated 23.12.2012, under Sections 323, 336, 427, 34 IPC recorded as cross case in FIR No.419 dated 23.12.2012, under Sections 341, 323, 148, 149 IPC registered at Police Station Tripri Town, Patiala, District Patiala (*in CRM No.M-24511-2016*) as well as all other consequential proceedings arising therefrom are quashed qua the petitioner(s).

November 08, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No