

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

Decided on: 22.12.2016

1. CRM-M-41474-2016

Rishi and Others

.... Petitioners

Versus

State of Punjab and another

.... Respondents

2. CRM-M-41805-2016

Akash Malhotra and others

.... Petitioners

Versus

State of Punjab and another

.... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. L.M. Gulati, Advocate,
for the petitioners.

Mr. Daljeet Singh Virk, AAG, Punjab.

Mr. Majot Singh Tiwana, Advocate, for
Mr. Rahul Makkar, Advocate,
for respondents No.2 to 4.

Sudip Ahluwalia, J. (Oral)

This order shall dispose of two petitions i.e. **CRM-M-41474-2016** and **CRM-M-41805-2016** as the facts and common questions of law are involved. The facts are being taken from **CRM-M-41474-2016**.

Perused the report sent by Ld. JMIC, Amritsar (Annexure A) forwarded in compliance of the earlier order passed on 09.12.2016.

It transpires that statements of the concerned parties have been recorded and in the opinion of the Ld. Magistrate the compromise entered into between them does appear to be a genuine one. Copies of the statements recorded as well as the enclosed documents have been sent up alongwith compliance report by the Ld. Magistrate.

In the given circumstances, in the opinion of the Court allowing the pending criminal proceedings to continue, would appear to be an abuse of the process of law, particularly considering that the offences involved in the original FIR No.108 of 2014 of the concerned police station were compoundable and so are the offences covered in its cross version arising out of the same occurrence, which is CRM-M-41805-2016.

For the aforesaid reasons, FIR with its cross-version alongwith all subsequent proceedings are ordered to be quashed.

Petitions are allowed, accordingly.

(SUDIP AHLUWALIA)
JUDGE

22.12.2016
Dinesh

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No