

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Sr. No.261

CRM NO. M-41427 of 2015
DECIDED ON : MAY 23, 2016

RAJESH KASHYAP AND OTHERS

....PETITIONERS

VERSUS

STATE OF HARYANA AND ANOTHER

....RESPONDENTS

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

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?

Present : Mr. Sandeep Verma, Advocate,
for the petitioners.

Mr. S.S. Pannu, DAG, Haryana.

Mr. Sachin Luthra, Advocate,
for respondent No.2-complainant.

JASPAL SINGH, J. (ORAL)

This is a petition under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No. 243 dated August 07, 2015 under Sections 406, 420, 506 & 34 IPC registered at Police Station Ambala City, District Ambala (Annexure P-1) and all subsequent proceedings arising therefrom, on the basis of compromise dated September 18, 2015 (Annexure P-2).

2. Report of learned trial Court has been received, wherein, it has been categorically observed that the matter has been compromised between the parties

with their free will, consent, without any pressure, coercion and the same appears to be genuine. Even otherwise, matter involved in these proceedings is personal in nature, which has been amicably put at rest.

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 and another***; 2007(3) RCR (Criminal) 1052 and ***Narinder Singh and Others Vs. State of Punjab and Another (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. 243 dated August 07, 2015 under Sections 406, 420, 506 & 34 IPC registered at Police Station Ambala City, District Ambala (Annexure P-1) and all subsequent proceedings arising out of the same are quashed qua petitioners.

MAY 23, 2016

Ankur

(JASPAL SINGH)
JUDGE