

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

**CRM NO. M-41543 of 2015 (O&M)
Date of decision:- May 02, 2016**

BALBIR KAUR

...Petitioner...

versus

AVTAR SINGH AND ANOTHER

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Naresh Kumar Lambra, Advocate
for the petitioner.

Mr. G.S. Jagpal, Advocate,
for respondent No.1.

Mr. Luvinder Sofat, Assistant Advocate General, Punjab,
for respondent No.2-State.

JASPAL SINGH, J.

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of complaint No. 90, dated 15.10.2012, under Sections 420, 182, 193, 194 IPC, Police Station Salem Tabri, Ludhiana (Annexure P-2) along with all subsequent proceedings arising out of the same, on the basis of compromise.

2. Report of learned Judicial Magistrate has been received, in which, it has been categorically observed that compromise effected between Avtar Singh-complainant and Balbir Kaur is genuine, without any pressure or coercion and is with well versed of

his knowledge and he has no objection if Balbir Kaur is acquitted in the above said complaint. Even otherwise, the matter involved is personal in nature, which has been amicably put at rest.

3. So, in view of above circumstances and in view of the authorities reported as **Gian Singh v. State of Punjab and another ; 2012(4) RCR(Criminal) 543 and 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.

4. Consequently, the instant petition stands allowed and complaint No. 90, dated 15.10.2012, under Sections 420, 182, 193, 194 IPC, Police Station Salem Tabri, Ludhiana alongwith all other consequential proceedings arising out of the same are quashed qua the petitioner.

May 02, 2016
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(JASPAL SINGH)
JUDGE