

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-4432 of 2016
Date of decision:- May 03, 2016

Varinder Singh @ Sony

...Petitioner...

versus

State of Punjab and others

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Amit Kumar Saini, Advocate
for the petitioner.

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

Mr. Gopal Singh Nahel, Advocate,
for respondents No.2 to 4.

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 Section 482 of the Code of Criminal Procedure, Varinder Singh @ Sony-petitioner has sought quashing of FIR No.158, dated 19.08.2014, under Sections 279, 337, 338, 427 IPC, Police Station Machiwara, District Khanna (Annexure P-1) along with all subsequent proceedings arising therefrom, on the basis of compromise dated 25.01.2016 (Annexure P-2).

2. Report of learned Judicial Magistrate has been received,

in which, it has been categorically observed that a valid and genuine compromise has been effected between the parties and the aforesaid compromise appears to be genuine one and also appears to be entered into voluntarily with free will of the parties without any coercion or undue influence or pressure of any kind. 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.

3. 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.

4. Consequently, the instant petition stands allowed and FIR No.158, dated 19.08.2014, under Sections 279, 337, 338, 427 IPC, Police Station Machiwara, District Khanna and all other consequential proceedings arising therefrom are quashed qua the petitioner.

May 03, 2016
sonika

(JASPAL SINGH)
JUDGE