

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-44191 of 2015

DECIDED ON: May 27, 2016

SHIVRAJ SINGH AND ANOTHER

.....PETITIONERS

VERSUS

STATE OF PUNJAB & ORS

....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. Ashok Kumar Khunger, Advocate for the petitioners.

Mr. K.S. Pannu, DAG, Punjab.

JASPAL SINGH, J (ORAL)

1. This is a petition under Section 482 of the Code of Criminal Procedure seeking quashing of Kalandara registered vide DDR No. 35 dated August 26, 2014, under Section 66 of the Police Act, at Police Station Bahavwala District, Fazilka (Annexure P-1), and all subsequent proceedings arising therefrom, on the basis of compromise.

2. Vide order dated April 06, 2016, parties were directed to appear before the learned trial Court, for getting their statements recorded. In compliance thereof, report of trial Court has been received, wherein, it has been categorically observed that the matter has been compromised between the parties voluntarily and without any pressure, threat or coercion.

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 & Anr. 2007(3) RCR (Criminal) 1052* and *Narinder Singh and Ors. vs. State of Punjab & Anr., (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 Kalandara registered vide DDR No. 35 dated August 26, 2014, under Section 66 of the Police Act, at Police Station Bahawwala District, Fazilka (Annexure P-1), and all subsequent proceedings arising therefrom, are quashed qua the petitioners.

(JASPAL SINGH)
JUDGE

May 27, 2016
Divyanshi