

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-5822 of 2015

Date of decision:- September 14, 2016

Pardeep Kumar and others

...Petitioners...

versus

State of Punjab and another

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Mandeep Kumar Dhot, Advocate,
for the petitioners.

Mr. J.S. Sekhon, AAG, Punjab.

JASPAL SINGH, J.

Present petition has been preferred under Section 482 of the Code of Criminal Procedure, for quashing of FIR No.28, dated 08.02.2014, under Section 295/34 IPC, Police Station Kotwali Patiala, District Patiala (Annexure P-1), along with all subsequent proceedings arising therefrom, on the basis of compromise/ affidavit dated 22.03.2014 (Annexure P-2).

2. Report of learned Judicial Magistrate has been received, in which, it has been categorically observed that compromise has been arrived between the parties voluntarily, without any coercion or undue influence, which is outcome of freewill of the parties and the same is beneficial for both the parties. 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, 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.28, dated 08.02.2014, under Section 295/34 IPC, Police Station Kotwali Patiala, District Patiala, and all other consequential proceedings arising therefrom are quashed qua the petitioners.

September 14, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No