

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

**CRM NO. M-5225 of 2016
DECIDED ON : MAY 26, 2016**

KULVINDER SINGH & ANR

....PETITIONERS

VERSUS

STATE OF PUNJAB 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. L.S. Sidhu, Advocate,
for the petitioners.

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

Mr. Gurjit Singh Latheri, Advocate
for respondent No.2.

JASPAL SINGH, J. (ORAL)

This is a petition under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No. 95 dated September 28, 2012 under Sections 308, 323 and 34 IPC registered at Police Station Boha, District Mansa, and challan report dated January 27, 2013 (Annexure P-4) and all subsequent proceedings arising therefrom, on the basis of compromise.

2 Report of learned trial Court has been received, wherein, it has been categorically observed that the parties have entered into compromise voluntarily,

without any pressure and duress 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. Here, it would be pertinent to mention that the statement of Harjit Singh has also been recorded with regard to compromise.

4. 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.

5. Consequently, instant petition stands allowed and FIR No. 95 dated September 28, 2012 under Sections 308, 323 and 34 IPC registered at Police Station Boha, District Mansa, and challan report dated January 27, 2013 (Annexure P-4) and all subsequent proceedings arising out of the same are quashed qua petitioners.

6. However, Harjit Singh shall be at liberty to move an independent petition under Section 482 Cr.P.C. for quashing of above-referred FIR.

MAY 26, 2016
sham

(JASPAL SINGH)
JUDGE