

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-567 of 2016

Date of decision:- December 19, 2016

PARAMJIT SINGH

..PETITIONER...

VERSUS

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. G.S. Birgi, Advocate,
for the petitioner.

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

Mr. H.S. Mann, Advocate,
for respondent No.2.

JASPAL SINGH, J.

Instant petition has been preferred under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.81, dated 06.08.2015, under Sections 406, 420, 364/34 IPC, Police Station City, Chamkaur Sahib, District Rupnagar (Annexure P-1), along with all subsequent proceedings arising out of the same, on the basis of affidavit-cum-compromise dated 27.08.2015 (Annexure P-2).

2. In compliance of order dated 30.11.2016, report of learned Judicial Magistrate has been received, in which, it has been categorically observed that a compromise has been effected between the complainant party (i.e. respondent No.2) & accused party (i.e. petitioner). This

compromise is acceptable to all above persons. Therefore, this compromise is without any pressure or coercion and volunteer. 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.81, dated 06.08.2015, under Sections 406, 420, 364/34 IPC, Police Station City, Chamkaur Sahib, District Rupnagar, and all other consequential proceedings arising therefrom are quashed qua the petitioner.

December 19, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No