

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-7905-2015 (O & M)
Date of decision:06.01.2016

Dharminder Singh and ors.

...Petitioner(s)

Versus

State of Punjab and anr.

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Vipin Kumar Sharma, Advocate,
for Mr. Suveer Sheokand, Advocate,
for the petitioner(s).

Mr. Shilesh Gupta, Addl.A.G., Punjab.

Mr. S.K. Sandhir, Advocate,
for respondents No.2 to 5.

Rajan Gupta, J. (oral)

The petitioner has filed this petition under Section 482 Cr.P.C. for quashing of FIR No.10 dated 29.01.2010 (Annexure P-1) under Sections 452, 325 and 34 IPC, registered at Police Station Ladhowal District Ludhiana and the subsequent proceedings arising therefrom, on the basis of compromise (Annexure P-2) arrived at between the parties.

In the affidavit dated 15.09.2015 of complainant/respondent No.2 filed alongwith reply on behalf of respondents No.2 to 5, the factum of compromise arrived at between the parties has been admitted. It has also been stated therein that respondents No.2 to 5 have no objection if the present FIR is quashed. Compromise deed, Annexure P-2, is also on record.

Learned State counsel submits that since the parties have arrived at an amicable settlement, the State would not stand in the

way of quashing of the FIR on the basis of compromise.

The compromise is in the interest of the parties and after the matter has been resolved by an amicable settlement, no useful purpose is likely to be served with continuance of the criminal proceedings.

In view of the above, the present FIR and the subsequent proceedings deserve to be quashed in the light of the decision of a Full Bench of this court in ***Kulwinder Singh and others Vs. State of Punjab, 2007(3) RCR (Crl.) 1052.***

Resultantly, the present petition is allowed, the FIR and the subsequent proceedings arising therefrom are quashed.

06.01.2016
sukhpreet

(RAJAN GUPTA)
JUDGE