

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Date of decision : May 03, 2016

1. CRM No. M-7220 of 2016

Major Singh and others

...Petitioners...

versus

State of Punjab and others

...Respondents...

2. CRM No.M-7276 of 2016

Balwinder Singh and others

...Petitioners...

versus

State of Punjab and others

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. B.S. Sidhu, Advocate
for the petitioners (in CRM No. M-7220 of 2016) and
for respondents No.2 to 5 (in CRM-M-7276-2016).

Mr. Arjinder Singh Sidhu, AAG, Punjab.

Mr. Gurmeet Singh Saini, Advocate,
for the petitioners (in CRM-M-7276-2016) and
for respondents No. 2 and 3 (in CRM-M-7220-2016).

JASPAL SINGH, J.

This order shall dispose of aforesaid two petitions i.e
CRM No. M-7220 of 2016, captioned as ***“Major Singh and others
vs. State of Punjab and others”*** and CRM No. M-6839 of 2016,
captioned as ***“Balwinder Singh and others vs. State of Punjab***

and others”.

2. CRM No. M-7220 of 2016 has been filed under Section 482 of the Code of Criminal Procedure for quashing of cross-case DDR No.36, dated 29.08.2013, under Sections 323, 324, 148, 149 IPC and Section 27 of the Arms Act, Police Station Sadar Ferozepur, District Ferozepur (Annexure P-2), in case FIR No. 202, dated 28.08.2013, under Section 326, 324, 323, 148 and 149 IPC, Police Station Sadar Ferozepur, District Ferozepur and all the consequent proceedings thereon, on the basis of compromise (Annexure P-3).

3. CRM No. M-7276 of 2016, has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No. 202, dated 28.08.2013, under Section 326, 323, 324, 506, 148, 149 IPC, Police Station Sadar Ferozepur, District Ferozepur (Annexure P-1) and all the subsequent proceedings thereon, on the basis of compromise (Annexure P-3).

4. Reports of learned trial Court have been received, in which, it has been categorically observed that statements of complainant as well as injureds have been recorded and compromise entered into between the parties is genuine, voluntary and without any coercion or undue influence. Even otherwise, matter involved is personal in nature, which stood amicably settled.

5. 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.

6. Consequently, both petitions are allowed and FIR No. 202, dated 28.08.2013, under Section 326, 323, 324, 506, 148, 149 IPC, Police Station Sadar Ferozepur, District Ferozepur (Annexure P-1), as also cross-case DDR No.36, dated 29.08.2013, under Sections 323, 324, 148, 149 IPC and Section 27 of the Arms Act, Police Station Sadar Ferozepur, District Ferozepur (Annexure P-2), in case FIR No. 202, dated 28.08.2013, under Section 326, 324, 323, 148 and 149 IPC, Police Station Sadar Ferozepur, District Ferozepur, as well as all other consequential proceedings arising therefrom are quashed qua the petitioner(s).

May 03, 2016
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(JASPAL SINGH)
JUDGE