

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-8454 of 2016

Date of decision:- July 15, 2016

Rupinder Singh

...Petitioner...

versus

State of Punjab and another

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. D.S. Pheruman, Advocate
for the petitioner.

Mr. A.S. Sidhu, AAG, Punjab.

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?

JASPAL SINGH, J.

Present petition has been preferred under Section 482 of the Code of Criminal Procedure, for quashing of FIR No.37, dated 06.05.2015, under Sections 177, 193, 198, 206, 420, 422, 465, 468, 471 IPC and Section 192/176 of the Motor Vehicle Act, 1988, Police Station Ghuman, District Gurdaspur (Annexure P-7), along with all subsequent proceedings arising therefrom, on the basis of compromise dated 24.02.2016 (Annexure P-8).

2. In compliance of order dated 11.03.2016, report of learned Judicial Magistrate has been received, in which, it has been observed that compromise between the complainant and accused has been arrived at

voluntary and without undue influence, pressure. 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.37, dated 06.05.2015, under Sections 177, 193, 198, 206, 420, 422, 465, 468, 471 IPC and Section 192/176 of the Motor Vehicle Act, 1988, Police Station Ghuman, District Gurdaspur, and all other consequential proceedings arising therefrom are quashed qua the petitioner.

July 15, 2016
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(JASPAL SINGH)
JUDGE