

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-9731 of 2015

Date of decision:- September 28, 2016

Sunil and others

...Petitioners...

versus

State of Haryana and another

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Vikram Singh, Advocate,
for the petitioners.

Mr. Tanuj Sharma, AAG, Haryana.

Mr. Jasdev Singh Thind, 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.646, dated 09.12.2014, under Sections 394 and 307 IPC (added later on), Police Station Gharaunda, District Karnal (Annexure P-1), along with all consequential proceedings arising out of the same, on the basis of compromise (Annexure P-2).

2. Report of learned Judicial Magistrate has been received, in which, it has been categorically observed that parties have entered into a compromise voluntarily and out of their free will. 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.646, dated 09.12.2014, under Sections 394 and 307 IPC (added later on), Police Station Gharaunda, District Karnal, and all other consequential proceedings arising therefrom are quashed qua the petitioners namely Sunil, Shalinder Kumar @ Sonu @ Surinder son of Kartar Chand and Kaku @ Dharampal.

September 28, 2016
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No