

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM NO. M-9839 of 2016

Date of decision:- May 31, 2016

Bhagwant Singh Raju and others

...Petitioners...

versus

State of Punjab and others

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. J.S. Jaidka, Advocate
for the petitioners.

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

Mr. Vivek Aggarwal, Advocate,
for respondent No.2.

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.

This is a petition preferred under under Section 482 of the Code of Criminal Procedure, for quashing of FIR No.36, dated 05.05.2012, under Sections 323, 341, 506 and 34 IPC, Police Station Laddowal, District Ludhiana City, on the basis of compromise deed dated 17.02.2016 (Annexure P-1).

2. Reply by way of affidavit of Sh. Surinder Mohan, PPS, Assistant Commissioner of Police (Fiull Rural), Ludhiana on behalf of

respondent No.1 has been furnished in Court today.

3. Report of learned Judicial Magistrate has been received, in which, it has been categorically observed that compromise arrived at between them is genuine, voluntary, without any pressure or coercion or undue influence. However, there is no compromise with accused-respondent No.3-Vijay Kumar, who was proclaimed person.

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.36, dated 05.05.2012, under Sections 323, 341, 506 and 34 IPC, Police Station Laddowal, District Ludhiana City, and all other consequential proceedings arising therefrom are quashed qua the petitioners only.

May 31, 2016
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(JASPAL SINGH)
JUDGE