

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

-.-

CrI. Misc. No. M 18932 of 2016

Date of decision: 13.01.2017

Amit Kumar Chabara and others

..... *Petitioners*

Versus

State of Haryana and another

.....*Respondents*

Coram: Hon'ble Mrs. Justice Rekha Mittal

-.-

Present: Mr. Jay Parkash Jangu, Advocate
for the petitioners
Mr. Amrik Narwal, DAG, Haryana
Mr. Davindedr Pal Soni, Advocate for
Mr. Vikram Singh Narwal, Advocate
for respondent No. 2

-.-

Rekha Mittal, J.

Through the present petition filed under Section 482 of the Code of Criminal Procedure (in short, 'Cr.P.C.'), the petitioners have prayed for quashing of FIR No. 184 dated 09.06.2012 for offence punishable under Sections 498-A, 506 and 34 of the Indian Penal Code (in short, 'IPC') registered with Police Station Rewari City, District Rewari and proceedings emanating therefrom on the basis of compromise dated 03.05.2016 (Annexure P-2) arrived at between the parties.

Counsel for the petitioners states that the instant petition may be dismissed as withdrawn qua petitioner No. 2 (Ankit Kumar Chabara) as he has been exonerated during investigation.

Ordered accordingly.

Counsel for the petitioners further states that the dispute in question has been amicably resolved between the parties vide compromise deed dated 03.05.2016.

Vide order dated 10.11.2016, the parties were directed to

appear before the trial Court to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the Judicial Magistrate Ist Class, Rewari wherein it has been reported that statements of the parties have been recorded and they have voluntarily compromised the matter.

Counsel for the State does not dispute genuineness of the compromise in view of the report of trial Court.

A perusal of allegations in the FIR reveals that the present case squarely falls in that category of cases which can be quashed by the High Court, in exercise of its inherent power under Section 482 Cr.P.C. Keeping in view the authoritative enunciation of law laid down by Hon'ble the Supreme Court in '*Gian Singh v. State of Punjab and another*', 2012(4) *R.C.R. (Criminal)* 543 and in the light of facts and circumstances of the present case, this Court is of the considered opinion that continuation of criminal proceedings would amount to abuse of process of law and it is expedient in the interest of justice that criminal proceedings are put to an end.

In this view of the matter, the petition is allowed and FIR No. 184 dated 09.06.2012 for offence punishable under Sections 498-A, 506 and 34 IPC registered with Police Station Rewari City, District Rewari and proceedings emanating therefrom on the basis of compromise dated 03.05.2016 (Annexure P-2) stand quashed qua petitioners No. 1, 3 and 4.

(Rekha Mittal)
Judge

13.01.2017
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Whether speaking/reasoned : Yes/No
whether reportable : Yes/No