

CRM -M-18559 of 2015

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In the High Court of Punjab and Haryana at Chandigarh

**CRM -M-18559 of 2015
Date of Decision: 2.2.2017**

Kanwar Pal Singh and others

---Petitioners

versus

State of Haryana and others

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. G.S.Bedi, Advocate
for the petitioners**

Ms. Dimple Jain, AAG, Haryana

**Mr. Suraj Bhan Hooda, Advocate
for respondent Nos. 2 and 3**

Rekha Mittal, J.

By invoking Section 482 of the Code of Criminal Procedure (in short, 'Cr.P.C.'), the petitioners have prayed for quashing of FIR No. 93 dated 29.4.2013 for offence punishable under Sections 323, 406, 506,

498-A read with Section 34 of the Indian Penal Code (in short, 'IPC') registered in Police Station, DLF Phase-1, Gurgaon and proceedings emanating therefrom on the basis of compromise dated 27.4.2015 (Annexure P-2) arrived at between the parties.

In the present case, the FIR was registered on the statement of Geetanjali Malik wife of Lalit Kumar Dagar. Now, dispute between the parties has been resolved by way of compromise (Annexure P-2).

Vide order dated 29.5.2015, 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 Judicial Magistrate Ist Class, Gurgaon wherein it has been reported that statements of the parties have been recorded and that they have voluntarily compromised the matter.

Counsel for the State and respondent No. 2 have not disputed that the parties i.e. petitioners and respondent No. 2 (complainant) have arrived at a settlement with an intent to give burial to their differences.

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.

For the foregoing reasons, the petition is allowed and FIR No. 93 dated 29.4.2013 for offence punishable under Sections 323, 406, 506, 498-A read with Section 34 IPC registered in Police Station, DLF Phase-1, Gurgaon and proceedings emanating therefrom stand quashed qua the petitioners.

(Rekha Mittal)
Judge

2.2.2017

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No