

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

**CRM No.M-19678 of 2016
Decided on: 03.03.2017**

Kuljeet Singh

....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MRS JUSTICE REKHA MITTAL

Present : Mr. Veneet Sharma, Advocate
for the petitioner.

Mr. Mikhail Kad, AAG, Punjab
for respondent No.1.

None for respondents No.2 and 3.

REKHA MITTAL, J. (Oral)

The petitioner has prayed for quashing of FIR No.36 dated 29.05.2015, for offence under Section 498-A of the Indian Penal Code (in short 'IPC') registered in Police Station Women, Amritsar City, District Amritsar on the basis of compromise dated 28.05.2016 (Annexure P2) effected between the parties.

In the present case, the FIR was registered at the instance of Santokh Singh son of Pritam Singh. Now, dispute between the parties has been resolved by way of compromise (Annexure P2).

Vide orders dated 20.10.2016 and 10.01.2017 the parties were directed to appear before the Illaqa Magistrate/trial Court to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the Chief Judicial Magistrate, Amritsar, 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 has not disputed that the parties i.e. petitioner 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 the category of cases that can be quashed by the High Court, in exercise of its inherent power under Section 482 of the Code. Keeping in view authoritative enunciation of law laid down by Hon'ble the Supreme Court of India in “*Gian Singh vs 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 view of what has been discussed hereinabove, the petition is allowed and FIR No.36 dated 29.05.2015, for offence under Section 498-A IPC registered in Police Station Women, Amritsar City, District Amritsar and proceedings emanating therefrom are ordered to be quashed, *qua* the petitioner.

03.03.2017
yakub

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No