

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

-.-

Crl. Misc. M 31567 of 2016

Date of decision:15.05.2017

Daljit Kaur and others

..... *Petitioners*

Versus

State of Punjab and another

.....*Respondents*

Coram: Hon'ble Mrs. Justice Rekha Mittal

-.-

Present: Mrs. G K Mann, Advocate
for the petitioners

Mr. Mikhail Kad, AAG, Punjab
for the respondent – State

Mr. Mehakpreet Khara, Advocate
for Respondent No. 2

-.-

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporter or not?
3. Whether the judgment should be reported in the Digest?

Rekha Mittal, J.

Through the present petition filed under Section 482 of the Code of Criminal Procedure (in short, 'the Code'), the petitioners have prayed for quashing of FIR No. 210 dated 22.10.2014 for offence punishable under Sections 324, 354 and 506 read with Section 34 of the Indian Penal Code (in short, 'IPC') registered with Police Station Kambo, District Amritsar Rural and proceedings emanating therefrom on the basis of compromise dated 21.08.2016 (Annexure P2), arrived at between the

parties.

In the present case, aforesaid FIR was got registered at the behest of complainant – Sarabjit Kaur. Now, all the differences between complainant and petitioners have been settled. To that effect, complainant-Sarabjit Kaur has also got recorded her statement in Court. She has also filed her affidavit stating therein that with the intervention of respectable and relatives, she has compromised the matter vide compromise deed dated 21.08.2016.

Counsel for the State of Punjab and respondent No. 2 do not dispute genuineness of the compromise arrived at between the parties in view of statement got recorded by the complainant in Court. They have also stated that none of the petitioners has absented from the proceedings nor any proceedings declaring them as PO are pending.

A perusal of the allegations of the FIR in the instant case 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 of the Code.

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.

210 dated 22.10.2014 for offence punishable under Sections 324, 354 and

506 read with Section 34 IPC registered with Police Station Kambo, District Amritsar Rural and proceedings emanating therefrom on the basis of compromise dated 21.08.2016, stand quashed qua the petitioners.

(Rekha Mittal)
Judge

15.05.2017
mohan bimbra

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