

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

**CRM No.M-34394 of 2016  
Decided on: 30.05.2017**

Rajvir Singh

....Petitioner

Versus

State of Punjab and another

....Respondents

**CORAM: HON'BLE MRS JUSTICE REKHA MITTAL**

**Present :** Mr. Jagjit Singh, Advocate for the petitioner.

Mr. Neeraj Sharma, AAG, Punjab.

Mr. N.S. Dadwal, Advocate for respondent No.2.

**REKHA MITTAL, J. (Oral)**

The petitioner has prayed for quashing of FIR No.8 dated 04.02.2016 for offence punishable under Sections 323, 451, 354 and 506 of the Indian Penal Code (in short 'IPC') registered in Police Station Talwandi Chaudrian, District Kapurthala on the basis of compromise dated 02.09.2016 (Annexure P2) effected between the parties.

In the present case, the FIR was registered at the instance of Balwinder Kaur wife of Kartar Singh. Now, dispute between the parties has been resolved by way of compromise (Annexure P2).

The parties were directed to appear before the Illaqa Magistrate/trial Court on 28.03.2017 to get their statements recorded with regard to genuineness of compromise.

A report has been submitted by the Sub-Divisional Judicial Magistrate, Sultanpur Lodhi, wherein it has been reported that statements of the petitioner and respondent No.2 (complainant) have been recorded and they have voluntarily entered into a compromise

with an intention to live in peace and harmony.

Counsel for the State assisted by counsel for respondent No.2 has not disputed that the parties have arrived at a settlement with an intent to give burial to their differences.

I have heard counsel for the parties and perused the case file.

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.8 dated 04.02.2016 for offence punishable under Sections 323, 451, 354 and 506 IPC registered in Police Station Talwandi Chaudrian, District Kapurthala and proceedings emanating therefrom are ordered to be quashed *qua* the petitioner.

**30.05.2017**  
*yakub*

**(REKHA MITTAL)**  
**JUDGE**

|                           |        |
|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable:       | Yes/No |