

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

-.-

Crl. Misc. M 36892 of 2016
Date of decision: 19.01.2017

Deepak and another

..... Petitioners

Versus

State of Haryana and another

..... Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

-.-

Present: Mr. Ravinder Hooda, Advocate
 for the petitioners

 Mr. Amrik Narwal, DAG, Haryana

 Mr. Sunny Byhardwaj, 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. 521 dated 30.09.2016 for offence punishable under Sections 323, 354-B, 452, 506 read with Section 34 of the Indian Penal Code (in short, 'IPC') registered with Police Station Sampla, District Rohtak and proceedings emanating therefrom on the basis of compromise dated 08.10.2016 (Annexure P-2) arrived at between the parties.

Counsel for the petitioners states that the petitioners and respondent No. 2 have mutually resolved their dispute vide compromise deed dated 08.10.2016.

Vide order dated 28.11.2016, 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, Rohtak wherein it has been reported that statements of the parties have been recorded and they have voluntarily compromised the matter. It has also been reported that no accused is absconding/P.O. in the case.

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

Counsel for respondent No. 2 states that he has no objection if the said FIR and proceedings emanating therefrom are quashed.

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. 521 dated 30.09.2016 for offence punishable under Sections 323, 354-B, 452, 506 read with Section 34 IPC registered with Police Station Sampla, District Rohtak and proceedings emanating therefrom on the basis of compromise dated 08.10.2016 stand quashed qua the petitioners.

(Rekha Mittal)
Judge

19.01.2017
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Whether speaking/reasoned	:	Yes/No
whether reportable	:	Yes/No