

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

**CrI. Misc. No. M-37938-2016 (O&M)
Date of decision: January 12, 2017**

Kuldeep Singh alias Tahal Singh and others

.. Petitioners

Versus

State of Punjab and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr.S.S.Dalal, Advocate
for the petitioners.
Mr.Ashish Sanghi, DAG, Punjab.
Mr.Arun Sharma, Advocate,
for respondent No.2.

SURINDER GUPTA, J.(Oral)

The petitioners have filed this petition under Section 482 Code of Criminal Procedure (for short, 'Cr.P.C.') seeking quashing of FIR No.6 dated 2.2.2016 (Annexure P-1), registered for offences punishable under Sections 419, 420 Indian Penal Code (for short 'IPC') at Police Station Phul, District Bathinda along with all consequential proceedings arising therefrom, on the basis of the compromise (Annexure P-2).

Upon notice, Mr.Ashish Sanghi, Deputy Advocate General, Punjab has put in appearance on behalf of respondent No.1-State and Mr.Arun Sharma, Advocate has put in appearance on behalf of respondent No.2-complainant.

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

The parties were directed to appear before the trial court and get

their statements recorded. The trial court has sent its report dated 8.12.2016 stating therein that the compromise has been effected between the complainant-respondent No.2 and petitioners No.1, 2, 5, 6 and 7 which appears to be voluntary in nature and without any pressure or influence.

Learned counsel for the petitioners seeks permission to withdraw this petition for and on behalf of petitioners No.3 and 4.

Dismissed as withdrawn qua petitioners No.3 and 4.

Learned counsel for the respondent No.2-complainant has submitted that in view of the compromise (Annexure P-2), the private respondent (complainant) has no objection if the impugned FIR (Annexure P-1) is quashed as parties wish to live in peace and harmony. Learned State counsel has also not disputed compromise (Annexure P-2).

Keeping all the above facts in view, I am of the considered opinion that it is a fit case in which the impugned FIR should be quashed. Keeping the case pending will not serve the ends of justice. The quashing of the FIR will provide the parties to this petition an opportunity to live in an amicable, peaceful and harmonious atmosphere which is not only in the interest of the parties but also for their families and ultimately the society at large.

In view of the above discussion, the instant petition is allowed and the impugned FIR (Annexure P-1) along with all consequential proceedings arising therefrom, qua petitioners No.1, 2, 5, 6 and 7, is quashed.

January 12, 2017

Paritosh Kumar

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned: Yes/No
Whether Reportable: Yes/No