

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

**CRM-M No. 42094 of 2015(O&M)**  
**Date of decision: 9.5.2017**

Amarjit @ Amarjeet Singh and another ....Petitioners

## VERSUS

State of Punjab and others ..... Respondents

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

Present: Mr. Vipul Aggarwal, Advocate for the petitioners.

Mr. Mikhail Kad, AAG, Punjab.

Mr. Pardeep Rajput, Advocate for respondent No.2 and 3.

**REKHA MITTAL, J.(O&M)**

By invoking Section 482 Cr.P.C., the petitioners have prayed for quashing of FIR No. 125 dated 07.06.2015 for offence punishable under Sections 323, 324, 354 read with Section 34 of the Indian Penal Code registered with Police Station Kotwali Kapurthala, District Kapurthala and proceedings emanating therefrom on the basis of compromise (Annexure P-2) arrived at between the parties.

In the present case, the FIR was registered on the statement of Surjit Kaur wife of Gurbachan Singh. Now, dispute between the parties has been resolved by way of compromise (Annexure P-2).

Vide order dated 11.12.2015, the parties were directed to appear before the Illaqa Magistrate to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the Magistrate Ist Class, Kapurthala wherein it has been reported that statements of the parties have been recorded and they have voluntarily

ti compromised the matter.

Counsel for the State and respondent No. 2 have not disputed that the parties i.e. petitioners and respondent Nos.2 (complainant) and 3 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 Cr.P.C. Keeping in view 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 discussed hereinbefore, 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 the same are put to an end.

For the foregoing reasons, the petition is allowed, FIR No. 125 dated 07.06.2015 under Sections 323, 324, 354 read with Section 34 of the Indian Penal Code registered with Police Station Kotwali Kapurthala, District Kapurthala and proceedings emanating therefrom stand quashed qua the petitioners.

**MAY 9, 2017**  
'D. Gulati'

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

|                           |   |        |
|---------------------------|---|--------|
| Whether speaking/reasoned | : | yes/no |
| Whether reportable        | : | yes/no |