

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

CRM No.M-6449 of 2017 (O&M)

Date of Decision:23.05.2017

Sukhwinder Singh & others

--Petitioners

Versus

Tarsem Singh @ Seema & others

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Kuljit Singh Bal, Advocate for the petitioners.

Mr. Hitesh Singhi, Advocate for the respondents.

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TEJINDER SINGH DHINDSA, J.

The instant petition has been filed under Section 482 Cr.P.C. seeking quashing of Criminal Complaint No.25039 of 2013, titled as 'Tarsem Singh Vs. Sukhwinder Singh & others, dated 18.08.2012, under Sections 452/427/379/326/325/323/506/120-B IPC, pending in the Court of JMIC, Amritsar and all proceedings emanating therefrom.

Since quashing was sought on the basis of compromise, this Court while issuing notice of motion on 28.02.2017 had directed the parties to appear before the trial Court for recording of their statements in support of the compromise. A veracity report as regard genuineness was also called for.

Placed on record is a report dated 18.03.2017 of the learned Judicial Magistrate 1st Class, Amritsar and a perusal of the same would reveal that statements of the complainants/respondents No.1 to 3 herein as also of the accused party i.e. petitioners herein have been duly recorded and it has been opined that the compromise has been effected between the

parties without any fear, pressure or coercion.

Mr. Hitesh Singhi, Advocate represents respondents No.1 to 3/complainants and makes a statement that in the light of the compromise effected, he would have no objection to the quashing of the complaint.

It may be noticed that the impugned complaint was a fallout of a bad marriage. Parties with the intervention of the respectables have arrived at a settlement.

In the considered view of this Court, it would be a fit case for this Court to exercise powers under Section 482 Cr.P.C. and bring to an end the prosecution initiated in the light of the impugned complaint. Continuation of proceedings would otherwise be construed as an abuse of the process of law as well as of the Court.

For the reasons recorded above, the present petition is allowed. Criminal Complaint No.25039 of 2013, titled as 'Tarsem Singh Vs. Sukhwinder Singh & others, dated 18.08.2012, under Sections 452/427/379/326/325/323/506/120-B IPC and all proceedings emanating therefrom. stand quashed.

Petition allowed in the aforesaid terms.

23.05.2017

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable? | No |