

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

CRM-M-11381-2018

Date of decision: 09.10.2018

Paramjit Singh and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. S.S. Nain, Advocate
for the petitioners.

Mr. Karanbir Singh, AAG, Punjab.

Mr. Madan Sandhu, Advocate
for respondent No.2.

RAJ SHEKHAR ATTRI, J.(Oral)

By invoking Section 482 of the Code of Criminal Procedure, the petitioners have prayed for quashing of criminal complaint No.21 dated 12.07.2013, under Section 326/324 of the Indian Penal Code (for short 'IPC') titled as *Jagsir Singh @ Jagdish Singh Vs. Paramjit Singh and others* and subsequent proceedings on the basis of compromise deed (Annexure P-2).

In the present case, the complaint was instituted by Jagsir Singh son of Tara Singh. Now, dispute between the parties has been resolved.

Vide order dated 19.03.2018, the parties were directed to appear before the learned trial Court/illaqa magistrate to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the learned Additional Sessions Judge, Mansa wherein it has been reported that statements of the parties have been recorded and compromise entered between the parties is voluntarily, without any threat, coercion or any undue influence.

Learned counsel for the State as well as learned counsel for respondent No.2 have not disputed that the parties i.e. petitioners, respondent No.2 (complainant), have arrived at a settlement with an intent to give burial to their differences.

Perusal of allegations in the complaint 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 and criminal complaint No.21 dated 12.07.2013, under Section 326/324 of the Indian Penal Code (for short 'IPC') titled as *Jagsir Singh @ Jagdish Singh Vs. Paramjit Singh and others* and subsequent proceedings on the basis of compromise deed stands quashed qua the petitioners.

October 09, 2018
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

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