

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

CRM-M No.11881 of 2017 (O&M)

Date of decision: 24.01.2018

Jagjit Singh @ Rafi and others

...Petitioners

VERSUS

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Ranjodh Singh Sidhu, Advocate
for the petitioners.

Mr. Karanbir Singh, AAG, Punjab.

Mr. Manjit Singh, Advocate for
Mr. N.K. Awasthi, Advocate
for the respondent.

RAJ SHEKHAR ATTRI, J.(Oral)

By invoking Section 482 Cr.P.C., the petitioners have prayed for quashing of FIR No.55 dated 18.05.2010 for offence punishable under Sections 323, 324, 34 (Section 326 added later on) of the Indian Penal Code registered in Police Station Goindwal Sahib, District Tarn Taran and proceedings emanating therefrom on the basis of affidavits with regard to compromise (Annexures P-3) arrived at between the parties.

In the present case, the FIR was registered on the statement of Avtar Singh son of Tarsem Singh. Now, dispute between the parties has been resolved by way of compromise Annexures P-3.

Vide order dated 06.04.2017, the parties were directed to appear before the trial Court/Illaq Magistrate to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the Sub

statements of the parties have been recorded without any pressure, undue influence or coercion of anyone and the same is genuine and voluntary.

Counsel for the State and respondent No. 2 have not disputed that the parties i.e. petitioners and respondent No.2 (complainant) 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 **Sube Singh and another Vs. State of Haryana and another, 2013(4) RCR (Criminal) 102** 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.55 dated 18.05.2010 for offence punishable under Sections 323, 324, 34 (Section 326 added later on) of the Indian Penal Code registered in Police Station Goindwal Sahib, District Tarn Taran and proceedings emanating therefrom stand quashed qua the petitioners.

JANUARY 24, 2018
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

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