

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

CRM-M No.13595 of 2017 (O&M)

Date of decision: 20.02.2018

Rajinder Singh and others

...Petitioners

VERSUS

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Randeep Singh, Advocate
for the petitioners.

Mr. Karanbir Singh, AAG, Punjab.

Mr. Sunil Kumar, Advocate
for respondent No.2.

RAJ SHEKHAR ATTRI, J.(Oral)

By invoking Section 482 Cr.P.C., the petitioners have prayed for quashing of FIR No.124 dated 08.06.2014 for offence punishable under Sections 419, 420, 467, 468, 471 and 120-B of the Indian Penal Code registered at Police Station City Rajpura and proceedings emanating therefrom on the basis of compromise arrived at between the parties.

In the present case, the FIR was registered on the statement of Ujaggar Singh son of Atma Singh. Now, dispute between the parties has been resolved by way of compromise.

Vide order dated 09.08.2017, the parties were directed to appear before the trial court to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the Sub Divisional Judicial Magistrate, Patiala through the District and Sessions Judge wherein it has been reported that statements of the parties recorded

and compromise entered between the parties is genuine, voluntary, without coercion or undue influence and an outcome of free will and consent of the parties.

Counsel for the State and 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 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.124 dated 08.06.2014 for offence punishable under Sections 419, 420, 467, 468, 471 and 120-B of the Indian Penal Code registered at Police Station City Rajpura and proceedings emanating therefrom stand quashed qua the petitioners.

February 20, 2018
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

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