

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

CRM-M-24463-2017

Date of decision: 15.10.2018

Parhlad Singh and others

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Manoj Kumar Sharma, Advocate
for the petitioners.

Mr. Brijesh Sharma, AAG, Haryana.

Mr. Aruz Khan, 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 FIR No.509 dated 10.08.2015, under Sections 419, 420, 467, 468, 471 and 120-B of the Indian Penal Code (for short 'IPC') at Police Station City Fatehabad, District Fatehabad and subsequent proceedings on the basis of compromise dated 12.06.2017 (Annexure P-2).

In the present case, the FIR was registered on the statement of Shamsher son of Arjun Singh. Now, dispute between the parties has been resolved.

Vide orders dated 06.02.2018 and 27.08.2018, the parties were directed to appear before the learned trial court/illaqa magistrate to get their statements recorded with regard to genuineness of compromise.

As per report dated 31.08.2018 received by the learned Additional Chief Judicial Magistrate, Fatehabad, it has been mentioned that complainant party namely Shamsher Singh and Chanda had effected a compromise with the petitioners namely Parhlad Singh, Kamla Devi, Vidya

Devi @ Adhya, Rinku and Ranju Devi voluntarily, without any fear and pressure.

Learned counsel for the State as well as learned counsel for respondents No.2 and 3 have not disputed that the parties i.e. petitioners, respondent No.2 (complainant) and respondent No.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 and FIR No.509 dated 10.08.2015, under Sections 419, 420, 467, 468, 471 and 120-B IPC at Police Station City Fatehabad, District Fatehabad and subsequent proceedings arising therefrom on the basis of compromise stands quashed qua the petitioners only.

October 15, 2018
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

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