

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

**CRM-M-29096-2018 (O&M)
Date of decision: 06.12.2018**

Jasvir Kaur and another

...Petitioners

Versus

State of Punjab and another

..Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

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

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. Manpreet Singh 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.32 dated 07.03.2018, registered under Section 420 of the Indian Penal Code (for short 'IPC') at Police Station City Nawanshahr, District Shaheed Bhagat Singh Nagar and subsequent proceedings arising therefrom on the basis of compromise dated 20.04.2018 (Annexure P-2).

In the present case, the FIR was registered on the statement of Rajvir Kaur wife of Harpreet Singh. Now, dispute between the parties has been resolved.

Vide orders dated 13.07.2018, 26.09.2018 and 05.10.2018, the parties were directed to appear before the learned trial court/Illaq Magistrate to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the learned Additional Chief Judicial Magistrate, Shaheed Bhagat Singh Nagar wherein it

compromise entered between the parties is genuine, voluntary, without any coercion or 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 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.32 dated 07.03.2018, registered under Section 420 IPC at Police Station City Nawanshahr, District Shaheed Bhagat Singh Nagar and subsequent proceedings arising therefrom on the basis of compromise stands quashed qua petitioners.

December 06, 2018
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

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