

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

**CRM-M-30677-2018 (O&M)**

**Date of decision: 16.11.2018**

**Joginder Singh and others**

**...Petitioners**

**Versus**

**State of Punjab and another**

**...Respondents**

**CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI**

Present: Mr. C.L. Verma Advocate  
for the petitioners.

Mr. V.G. Jauhar, Senior DAG, Punjab.

None 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.0255 dated 25.11.2017, registered under Sections 323, 324, 452, 148, 149 of the Indian Penal Code (for short 'IPC') at Police Station Goraya, District Jalandhar and subsequent proceedings arising therefrom on the basis of compromise dated 11.04.2018 (Annexure P-2).

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

Vide order dated 18.09.2018, the parties were directed to appear before the learned Illaqa Magistrate to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the learned Judicial Magistrate Ist Class, Phillaur wherein it has been reported that statements of the parties have been recorded and compromise entered between

the parties is genuine, voluntary and without any coercion or undue influence.

Learned counsel for the State has 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.0255 dated 25.11.2017, registered under Sections 323, 324, 452, 148, 149 IPC at Police Station Goraya, District Jalandhar and subsequent proceedings arising therefrom on the basis of compromise stands quashed qua petitioners.

**November 16, 2018**  
*m. sharma*

**(RAJ SHEKHAR ATTRI)**  
**JUDGE**

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