

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

**CRM-M No.31772 of 2015 (O&M)**

**Date of decision: 24.01.2018**

Devesh Kumar and another

...Petitioners

VERSUS

State of Haryana and another

...Respondents

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

Present: Ms. Minakshi Poswal, Advocate for  
Mr. Y.D. Kaushik, Advocate  
for the petitioners.

Mr. Brijesh Sharma, AAG, Haryana.

Ms. Deepa Jain, Advocate  
for respondent No.2.

**RAJ SHEKHAR ATTRI, J.(Oral)**

By invoking Section 482 Cr.P.C., the petitioner has prayed for quashing of FIR No.151 dated 16.04.2015 for offence punishable under Sections 406, 420 of the Indian Penal Code registered in Police Station S.G.M. Nagar District Faridabad and proceedings emanating therefrom on the basis of affidavits with regard to compromise dated 05.08.2015 (Annexures P-2) arrived at between the parties.

In the present case, the FIR was registered on the statement of Savita wife of Late Sh. Surinder Kumar. Now, dispute between the parties has been resolved by way of compromise Annexures P-2.

Vide order dated 17.03.2016, 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 Civil Judge (Junior Division), Faridabad wherein it has been reported that statements of the parties have been recorded and their compromise is genuine.

Counsel for the State and respondent No. 2 have not disputed that the parties i.e. petitioner 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 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.151 dated 16.04.2015 for offence punishable under Sections 406, 420 of the Indian Penal Code registered in Police Station S.G.M. Nagar District Faridabad 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 |