

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

Criminal Misc.No.M-39646 of 2018 (O&M)

Date of Decision : 02.11.2018

Randhir Singh and another

..... Petitioners

Versus

State of Haryana and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

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

Mr. Brijesh Sharma, AAG, Haryana.

Complainant in person with counsel
Mr. Yashwant Singh Rathore, Advocate.

RAJ SHEKHAR ATTRI, J. (Oral)

By invoking Section 482 Cr.P.C., the petitioners have prayed for quashing of FIR No.335 dated 10.05.2015, registered under Sections 406, 420, 34 IPC at Police Station Civil Lines, Karnal, District Karnal and proceedings emanating therefrom on the basis of compromise (Annexure P-2) arrived at between the parties.

In the present case, the FIR was registered on the statement of Jagdish son of Kehar Singh. Now, dispute between the parties has been resolved by way of compromise Annexure P-2 before the Mediation & Conciliation Centre of this Court and copy of the same has already been placed on record.

As per the said compromise, respondent No.2-complainant has received an amount of Rs.4,00,000/- from the complainant.

Counsel for the State and respondent No. 2 have not disputed that the parties i.e. petitioners 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.335 dated 10.05.2015, registered under Sections 406, 420, 34 IPC at Police Station Civil Lines, Karnal, District Karnal and proceedings emanating therefrom stand quashed qua the petitioners.

(RAJ SHEKHAR ATTRI)
JUDGE

02.11.2018
mamta

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No