

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

CRM-M No.7336 of 2016 (O&M)
Date of decision: 23.08.2018

Ravindervir Singh @ Bhuru

...Petitioner

VERSUS

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. S.S. Goraya, Advocate
for the petitioner.

Mr. M.S. Naryal, DAG, Punjab.

Mr. Amandeep Singh, Advocate
for respondent No.2.

RAJ SHEKHAR ATTRI, J.(Oral)

CRM-34869-2016

Application is allowed, as prayed for.

CRM-M-7336-2016

By invoking Section 482 of the Code of Criminal Procedure, the petitioner has prayed for quashing of FIR No.188 dated 20.11.2013 for the offences punishable under Sections 452, 323, 506, 427, 436, 34 of the Indian Penal Code (for short 'IPC') registered at Police Station Sadar, Ludhiana and subsequent proceedings arising therefrom on the basis of compromise dated 30.01.2016 (Annexure P-2).

In the present case, the FIR was registered on the statement of Tavish Rai son of Dilbagh Rai. Now, dispute between the parties has been resolved.

Vide order dated 20.12.2016, the parties were directed to appear before the learned Illaqa Magistrate/trial court to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the Judicial Magistrate Ist Class, Ludhiana wherein it has been reported that statements of the parties have been recorded and compromise entered between the parties is voluntarily and without any pressure.

Learned counsel for the State as well as learned counsel for respondent No.2 have not disputed that the parties i.e. petitioner, 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.188 dated 20.11.2013 for the offences punishable under Sections 452, 323, 506, 427, 436, 34 IPC registered at Police Station Sadar, Ludhiana and subsequent proceedings arising therefrom on the basis of compromise stands quashed qua the petitioner.

August 23, 2018
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

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