

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

CRM-M-49950-2017

Date of decision: 10.12.2018

Ramandeep Singh (minor) through his father Sarabjit Singh ...Petitioner

VERSUS

State of Punjab and others

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

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

Mr. Rajat Bansal, AAG, Punjab.

Mr. D.S.Kahlon, Advocate,
for respondents No. 2 and 3.

RAJ SHEKHAR ATTRI, J.

By invoking Section 482 Cr.P.C., the petitioner(s) has prayed for quashing of FIR No.245 dated 26.11.2017 for offences punishable under Sections 323/324/341/34 IPC, registered at Police Station Cantonment, Police Commissionerate, Amritsar and all the proceedings emanating therefrom on the basis of compromise dated 04.12.2017 (Annexure P-2) arrived at between the parties.

In the present case, the FIR was registered on the statement of Surinder Singh son of late Swaran Singh. Now, dispute between the parties has been resolved by way of compromise Annexures P-2.

Vide order dated 08.01.2018 the parties were directed to appear before the trial Court to get their statements recorded with regard to genuineness of compromise, without any pressure.

Pursuant thereto, a report has been submitted by the Judicial Magistrate 1st Class, Amritsar, wherein it has been reported that statements of the parties have been recorded and they have voluntarily compromised the matter.

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Learned counsel for the State and respondents No. 2 and 3 have not disputed that the parties i.e. petitioner(s) and respondent No.2 and 3 have arrived at a settlement with an intent to give burial to their differences.

Adhar Card of respondent No.3-Jagdeep Singh, which is already on record, shows his date of birth as 02.08.2000.

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.245 dated 26.11.2017 for offences punishable under Sections 323/324/341/34 IPC, registered at Police Station Cantonment, Police Commissionerate, Amritsar and all the proceedings emanating therefrom stand quashed qua the petitioner(s).

December 10, 2018
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(RAJ SHEKHAR ATTRI)
JUDGE

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