

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

CRM-M No.9147 of 2018 (O&M)
Date of decision: 02.08.2018

Jagjit Singh

...Petitioner

VERSUS

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Jashandeep S. Sandhu, Advocate
for the petitioner.

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

RAJ SHEKHAR ATTRI, J.(Oral)

By invoking Section 482 of the Code of Criminal Procedure, the petitioner has prayed for quashing of FIR No.211 dated 24.08.2013 for offence punishable under Sections 295-A, 298 of the Indian Penal Code (for short 'IPC') and Sections 66, 67-A of Information and Technology Act, 2000, registered at Police Station Kotwali Bathinda, District Bathinda, Punjab and subsequent proceedings arising therefrom on the basis of compromise dated 14.02.2018 (Annexure P-2).

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

Vide order dated 17.04.2018, the parties were directed to appear before the learned trial court/Illaq Magistrate to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the Chief Judicial Magistrate, Bathinda wherein it has been reported that statements of the parties have been recorded and compromise entered between the parties is genuine,

voluntary, out of their free will and the same are not the result of any pressure, undue influence or coercion in any manner.

Learned counsel for the State counsel has 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.211 dated 24.08.2013 for offence punishable under Sections 295-A, 298 IPC and Sections 66, 67-A of Information and Technology Act, 2000, registered at Police Station Kotwali Bathinda, District Bathinda, Punjab stands quashed qua the petitioner.

August 02, 2018
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

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