

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

CRM-M No.9176 of 2018 (O&M)
Date of decision: 18.05.2018

Dilbag Singh

...Petitioner

VERSUS

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Vinay Kumar, Advocate
for the petitioner.

Mr. Karanbir Singh, AAG, 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.171 dated 24.12.2017 for offence punishable under Section 420 of the Indian Penal Code (for short 'IPC'), registered at Police Station Goindwal Sahib, District Tarn Taran and subsequent proceedings arising therefrom on the basis of compromise dated 28.12.2017 (Anneuxre P-2).

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

Vide order dated 06.03.2018, the parties were directed to appear before the trial court/Illaq Magistrate to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the Sub Division Judicial Magistrate, Khadur Sahib wherein it has been reported that statements of the parties have been recorded and compromise entered

between the parties is without any pressure, undue influence or coercion of anyone, genuine and voluntary.

Counsel for the State has not disputed that the parties i.e. petitioner, respondent No.2 (complainant) and respondents No.3 to 5 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.171 dated 24.12.2017 for offence punishable under Section 420 IPC, registered at Police Station Goindwal Sahib, District Tarn Taran and proceedings emanating therefrom stand quashed qua the petitioner.

May 18, 2018
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

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