

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

CRM-M No. 812 of 2019

Date of decision : February 27, 2019

Sukhwant Singh @ Santa Singh and others

..... Petitioners

v.

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. KBS Mann, Advocate
for the petitioners.

Mr. Ramandeep Sandhu, Sr. DAG Punjab

Mr. RS Rawat, Advocate
for respondent No.2.

Ajay Tewari, J (Oral)

Prayer in the present petition, filed under Section 482 of the Cr.P.C, is for quashing of FIR No.131, dated 27.12.2018, registered under Sections 324, 323, 342, 148, 149 of the IPC, at Police Station Bariwala, District Sri Muktsar on the basis of a compromise, arrived at between the parties.

Counsel for the petitioners prays for permission to withdraw this petition qua petitioner No.6.

Allowed as prayed for. Dismissed as withdrawn qua petitioner No.6.

Pursuant to the order of this Court dated 11.1.2019, report dated 6.2.2019 from the JMIC, Sri Muktsar Sahib has been received

attesting to the fact that the matter has been compromised between the parties.

Counsel for the parties have stated that in fact the matter has been compromised between the parties amicably. Counsel for the State of Punjab has also confirmed this fact and states that there is no other case pending between the parties.

In **Gian Singh v. State of Punjab and another**, reported as 2012(4) RCR(Criminal) 543, the Supreme Court has discussed in detail the inherent powers of the High Court in quashing criminal proceedings or FIR or complaint where the parties have entered into compromise except the cases which involve offences such as murder, rape dacoity etc. as such offences are not private in nature and have serious impact on the society.

In view of the above judicial pronouncement I am of the considered opinion that continuation of criminal proceedings between the parties would be an abuse of the process of law and the present compromise is for their benefit and will bring peace and harmony between them.

Consequently, the present petition is allowed and FIR No.131, dated 27.12.2018, registered under Sections 324, 323, 342, 148, 149 of the IPC, at Police Station Bariwala, District Sri Muktsar, and all subsequent proceedings, emanating therefrom, are quashed qua petitioners No.1 to 5.

Since the main case has been decided, the pending C.Ms, if any, also stand disposed of.

(AJAY TEWARI)
JUDGE

February 27, 2019
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Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No