

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

CRM-M No. 1594 of 2019
Date of decision : February 27, 2019

Mohammad Naveed @ Navir

..... Petitioner

v.

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Abhimanyu Kalsy, Advocate
for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG Punjab

Mr. Ankur Gupta, Advocate
for respondents No.2 and 3.

Ajay Tewari, J (Oral)

Prayer in the present petition, filed under Section 482 of the Cr.P.C, is for quashing of FIR No.260, dated 24.07.2015, registered under Sections 279, 337, 338, 427 of the IPC and Section 4 of the Prevention of Cruelty to Animals Act, at Police Station Focal Point, Ludhiana on the basis of a compromise, arrived at between the parties.

Pursuant to the order of this Court dated 16.1.2019, report dated 21.2.2019 from the JMIC, Ludhiana 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.260, dated 24.07.2015, registered under Sections 279, 337, 338, 427 of the IPC and Section 4 of the Prevention of Cruelty to Animals Act, at Police Station Focal Point, Ludhiana, and all subsequent proceedings, emanating therefrom, are quashed qua the petitioner.

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

February 27, 2019
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No