

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

CRM-M-3637-2019 (O&M)

Date of decision: March 27, 2019

Navdeep Singh and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: None for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

None for respondents No.2 and 3.

RAJ SHEKHAR ATTRI, J.(ORAL)

By invoking Section 482 of the Code of Criminal Procedure, the petitioners have prayed for quashing of FIR No.11 dated 21.05.2014, under Sections 406 and 498-A of the Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station NRI, District Ludhiana and subsequent proceedings arising therefrom including impugned order dated 15.04.2015 vide which both the petitioners were declared proclaimed persons, on the basis of compromise dated 15.11.2018 (Annexure P-3).

In the present case, the FIR was registered on the statement of Paramjit Kaur wife of Late Ravinder Singh. Now, dispute between the parties has been resolved.

Vide order dated 25.01.2019, the parties were directed to appear before the learned trial court/illqa magistrate to get their statements recorded with regard to genuineness of compromise.

Although, none has put in appearance on behalf of the petitioner and respondents No.2 and 3 but a bare perusal of the report submitted by the learned Chief Judicial Magistrate, Ludhiana, transpires that statements of the parties have been recorded and compromise entered between the parties is

genuine, out of their free volition, without any undue influence, coercion, inducement, threat or pressure.

Learned State counsel has not disputed that the parties i.e. petitioners, respondents No.2 and 3, 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. Consequently, FIR No.11 dated 21.05.2014, under Sections 406 and 498-A IPC, registered at Police Station NRI, District Ludhiana and subsequent proceedings arising therefrom including impugned order dated 15.04.2015 vide which both the petitioners were declared proclaimed persons on the basis of compromise stands quashed qua petitioners.

March 27, 2019
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

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