

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

**CRM-M-7287-2019 (O&M)
Date of Decision : 30.07.2019**

Amrik Singh

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : None.

RAJ SHEKHAR ATTRI, J. (Oral)

By invoking Section 482 Cr.P.C., the petitioner has prayed for quashing of FIR No.68 dated 08.09.2009, registered under Sections 498-A, 406 IPC, at Police Station Ghuman, Police District Batala, District Gurdaspur and proceedings emanating therefrom on the basis of compromise (Annexure P-3) arrived at between the parties.

In the present case, the FIR was registered on the statement of respondent No.2 Smt. Rajwant Kaur. Now, dispute between the parties has been resolved by way of compromise Annexure P-3.

Vide orders dated 15.02.2019 and 13.05.2019, the parties were directed to appear before the trial Court to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the Judicial Magistrate, 1st Class, Batala wherein it has been reported that statements of the parties have been recorded and they have voluntarily compromised the matter.

After going through the said report, this Court is of the opinion that the compromise is genuine.

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.68 dated 08.09.2009, registered under Sections 498-A, 406 IPC, at Police Station Ghuman, Police District Batala, District Gurdaspur and proceedings emanating therefrom stand quashed qua the petitioner.

30.07.2019
mamta

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No