

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

**CRM-M-7876-2019 (O&M)
Date of Decision : 17.07.2019**

Robin

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. Hitesh Kumar Sammi, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

Mr. Rajinder Sharma, Advocate
for respondent No.2.

RAJ SHEKHAR ATTRI, J. (Oral)

Mr. Rajinder Sharma, Advocate has appeared and filed power
of attorney on behalf of respondent No.2.

By invoking Section 482 Cr.P.C., the petitioner has prayed for
quashing of FIR No.0034 dated 24.07.2017, registered under Section 406,
498-A IPC, at Police Station Women, District Police Commissionerate,
Amritsar and proceedings emanating therefrom on the basis of compromise
(Annexure P-2) arrived at between the parties.

In the present case, the FIR was registered on the statement of
Jasbir Kaur, daughter of Gurbhajan Singh. Now, dispute between the
parties has been resolved by way of compromise Annexure P-2.

Vide order dated 21.02.2019, 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, Amritsar wherein it has been reported that statements of the parties have been recorded and they have voluntarily compromised the matter.

Counsel for the State and respondent No. 2 have not disputed that the parties i.e. petitioner and respondent No.2 (complainant) 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.0034 dated 24.07.2017, registered under Section 406, 498-A IPC, at Police Station Women, District Police Commissionerate, Amritsar and proceedings emanating therefrom stand quashed qua the petitioner and respondents.

17.07.2019
mamta

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No