

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

CRM-M-7379-2019 (O&M)

Date of decision: April 11, 2019

Narinder Singh and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Vivek K. Thakur, Advocate
for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. Mohit Thakur, Advocate
for respondent No.2.

RAJ SHEKHAR ATTRI, J.(ORAL)

By invoking Section 482 of the Code of Criminal Procedure, the petitioners have prayed for quashing of DDR No.021 dated 14.10.2018, under Sections 323, 354, 148, 149 of the Indian Penal Code, 1860 (for short 'IPC') in FIR No.0087 dated 06.10.2018, under Sections 323, 324, 452, 354, 148, 149 IPC, registered at Police Station Begowal, District Kapurthala and subsequent proceedings arising therefrom on the basis of compromise (Annexure P-3).

In the present case, the DDR was registered on the statement of Amarjeet Kaur wife of Paramjeet Singh. Now, dispute between the parties has been resolved.

Vide order dated 20.02.2019, the parties were directed to appear before the learned trial court/illaqa magistrate to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the learned Judicial Magistrate Ist Class, Kapurthala, wherein it has been reported that statements of the parties have been recorded and compromise entered between the parties is genuine, voluntarily without any undue influence, in order to keep peace of harmony, love and affection with each other.

Learned State counsel as well as learned counsel for respondent No.2 have not disputed that the parties i.e. petitioners, respondent No.2 (complainant), have arrived at a settlement with an intent to give burial to their differences.

Perusal of allegations in the DDR 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, DDR No.021 dated 14.10.2018, under Sections 323, 354, 148, 149 IPC in FIR No.0087 dated 06.10.2018, under Sections 323, 324, 452, 354, 148, 149 IPC, registered at Police Station Begowal, District Kapurthala and subsequent proceedings arising therefrom on the basis of compromise stands quashed qua petitioners.

April 11, 2019
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

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