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**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH****CRM-M-13764-2018****Date of decision: 24.07.2019****Sunil Kumar and another****...Petitioners****Versus****State of Punjab and another****...Respondents****CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI**

Present:- Mr. Gopal Singh Nahel, Advocate
for the petitioners.

Mr. Sanjeev Kumar, DAG, Punjab.

Mr. Ranjit Singh Sidhu, Advocate
for respondent No. 2.

RAJ SHEKHAR ATTRI, J. (Oral)

By invoking Section 482 of the Code of Criminal Procedure (in short 'Cr.P.C.'), the petitioners have prayed for quashing of FIR No. 163 dated 23.11.2013 for offences punishable under Sections 498-A, 406 of the Indian Penal Code, registered at Police Station Sadar Sangrur, District Sangrur along with all consequential proceedings emanating therefrom, on the basis of the compromise (Annexure P-2).

In the present case, the FIR was registered on the statement of respondent No. 2/complainant Anita Rani. Now, the dispute between the parties has been resolved by way of compromise (Annexure P-2).

Vide order dated 06.05.2019, 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 Chief Judicial Magistrate, Sangrur, wherein it has been reported that statements of the

parties have been recorded and they have voluntarily compromised the matter without any coercion or undue influence.

Counsel for the State as well as counsel for respondent No. 2 have not disputed that the parties i.e. petitioners and respondent No. 2 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 Supreme Court in '**Gian Singh vs. 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 and FIR No. 163 dated 23.11.2013 for offences punishable under Sections 498-A, 406 of the Indian Penal Code, registered at Police Station Sadar Sangrur, District Sangrur and all the proceedings emanating therefrom stand quashed qua the petitioners.

24th July, 2019

shabha

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No