

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

(i) **CRM M-17656-2017 (O&M)**
Parul Sapra and another Petitioners

Versus
State of Punjab and another Respondents

(ii) **CRM M-28962-2017 (O&M)**
Surbhi Petitioner

Versus
State of Punjab and another Respondents

Date of Decision : 16.01.2019

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. Ramesh Sharma, Advocate
for the petitioners in CRM M-17656-2017.

Mr. Gautam Thapar, Advocate
for the petitioner in CRM M-28962-2017.

Mr. V.G.Jauhar, Sr. DAG, Punjab.

None for respondent No.2.

RAJ SHEKHAR ATTRI, J. (Oral)

This order shall dispose of CRM M-17656-2017, filed by Parul Sapra and Sushma Sapra and CRM M-28962-2017, filed by Surbhi, under Section 482 Cr.P.C., for quashing of FIR No.24 dated 27.02.2015, registered under Sections 353, 186, 34 IPC, at Police Station Division 4, Jalandhar 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 Ginni Sapra. Now, dispute between the parties has been resolved by way of compromise Annexure P-2.

Vide order dated 03.05.2018, the parties were directed to

appear before the trial Court to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a common report has been submitted by the Chief Judicial Magistrate, Jalandhar wherein it has been reported that statements of the parties have been recorded and they have voluntarily compromised the matter.

Learned State counsel has not disputed that the parties i.e. petitioners 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, both the aforesaid petitions stand allowed and FIR No.24 dated 27.02.2015, registered under Sections 353, 186, 34 IPC, at Police Station Division 4, Jalandhar and proceedings emanating therefrom stand quashed qua the petitioners.

(RAJ SHEKHAR ATTRI)
JUDGE

16.01.2019
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Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No