

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

**CRM-M-27603-2016 (O&M)
Date of Decision: 29.08.2019**

Alka Arora

...Petitioner

Versus

State of Punjab and another

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Abhilaksh Grover, Advocate for the petitioner.
Mr. SPS Tinna, Addl. Advocate General, Punjab.
Mr. Manohar Lall, Advocate for respondent No.2.

ANIL KSHETARPAL, J.

Petitioner has this Court by way of instant petition under Section 482 of the Code of Criminal Procedure invoking its inherent jurisdiction for quashing of FIR No.57 dated 30.05.2015 registered under Sections 323, 427, 452, 506 and 34 IPC at Police Station, Phase XI, Mohali and the consequential proceedings arising therefrom.

Notice of motion was issued.

Learned counsel for the parties submit that the parties have settled their differences and arrived at an amicable settlement. A Compromise deed dated 29.08.2019 filed in the Court today is taken on record. It is submitted that parties shall abide by the terms and conditions of the compromise-deed.

After hearing the learned counsel for the parties and going through record of the case, this Court is of the considered opinion that it is a fit case for exercising the inherent jurisdiction of this Court under Section 482 Cr.P.C., so as to secure the ends of justice because the parties have arrived at an out of the Court settlement by way of compromise. The

compromise is without any pressure and a genuine one. In such a situation, continuation of the prosecution would result in sheer abuse of process of law.

For the aforesaid view, this Court finds support from *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052*, upheld by Hon'ble Apex Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303*,

Considering the peculiar facts and circumstances of the case noted above, coupled with the reasons aforementioned and to secure the ends of justice, FIR No.57 dated 30.05.2015 registered under Sections 323, 427, 452, 506 and 34 IPC at Police Station, Phase XI, Mohali and the consequential proceedings arising therefrom are ordered to be quashed.

Resultantly, with the above-said observations made, the instant petition stands allowed. Pending application(s), if any, shall stand disposed of.

29.08.2019
mks

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No