

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

CRM-M-27230-2017 (O&M)

Date of decision: April 04, 2019

Des Raj

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Bhanu Pratap Singh, Advocate
for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. Deepak Kundu, Advocate
for respondent No.2.

RAJ SHEKHAR ATTRI, J.(ORAL)

By invoking Section 482 of the Code of Criminal Procedure, the petitioner has prayed for quashing of FIR No.185 dated 17.12.2016, under Sections 420 and 498-A of the Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Maksoodan, District Jalandhar Rural and subsequent proceedings arising therefrom on the basis of compromise (Annexure P-2).

In the present case, the FIR was registered on the statement of Rajinder Kaur wife of Des Raj. Now, dispute between the parties has been resolved.

Vide orders dated 06.10.2017 and 14.01.2019, the parties were directed to appear before the Mediation and Conciliation Centre of this court for amicable settlement.

A settlement/agreement dated 26.02.2019 has been received from the Mediation and Conciliation Centre of this court which transpires that second party i.e. Rajinder Kaur will receive Rs.10,00,000/- from the first party.

Smt. Rajinder Kaur, is present in the court and has admitted that she has received Rs.10,00,000/- from first party as per agreement. She has categorically stated now FIR may be quashed.

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.

In this view of the matter, the petition is allowed. Consequently, FIR No.185 dated 17.12.2016, under Sections 420 and 498-A IPC, registered at Police Station Maksoodan, District Jalandhar Rural and subsequent proceedings arising therefrom on the basis of compromise stands quashed qua petitioner.

April 04, 2019
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

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