

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

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**CRM-M No. 14880 of 2019
Date of decision : 27.5.2019**

Lakhbir Singh and another

.....Petitioners

Vs.

State of Punjab and another

.....Respondents

CORAM:- HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. K.S. Brar, Advocate, for the petitioners

Mr. Harpreet Multani, AAG, Punjab

Mr. J.S. Grewal, Advocate, for respondent No. 2

RAJ SHEKHAR ATTRI, J.

By invoking Section 482 Code of Criminal Procedure (in short, “Cr.P.C.”), the petitioners have prayed for quashing of FIR No. 173 dated 4.12.2018 for offence punishable under Section 498A, 323 and 34 of the Indian Penal Code (in short, “IPC”) registered at Police Station Zira, District Ferozepur, and proceedings emanating therefrom on the basis of compromise dated 11.3.2019 (Annexure P-2) arrived at between the parties.

In the present case, the FIR was registered on the statement of Amandeep Kaur wife of Lakhbir Singh, daughter of Chanan Singh. Now, dispute between the parties has been resolved by way of compromise Annexures P-2.

Vide order dated 1.4.2019, the parties were directed to appear

genuineness of compromise.

Pursuant thereto, a report has been submitted by Sub Divisional Judicial Magistrate, Zira, 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 and 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 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, FIR No. 173 dated 4.12.2018 for offence punishable under Section 498A, 323 and 34 of the IPC, registered at Police Station Zira, District Ferozepur, and proceedings emanating therefrom stand quashed qua the petitioners.

(RAJ SHEKHAR ATTRI)
JUDGE

27.5.2019

Ashwani