

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

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**CRM-M No. 16200 of 2019
Date of decision : 28.5.2019**

Ravi @ Varinderpal Singh

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

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

Present: Mr. Varun Mittal, Advocate, for the petitioner

Mr. Harpreet Multani, AAG, Punjab

Mr. Munish Raj Chaudhary, Advocate, for respondent No. 2

RAJ SHEKHAR ATTRI, J.

By invoking Section 482 Code of Criminal Procedure (in short, “Cr.P.C.”), the petitioner has prayed for quashing of Criminal Complaint bearing case No. COMA/08/2019 dated 6.11.2015, CNR No. PBBR030000432019 filed under Sections 452, 323, 509, 167, 506 and 34 IPC, pending in the Principal Court Juvenile Justice Board, Barnala and proceedings emanating therefrom on the basis of compromise dated 23.3.2019 (Annexure P-5) arrived at between the parties.

In the present case, the complaint was registered on the statement of Binder Singh son of Surjit Singh. Now, dispute between the parties has been resolved by way of compromise Annexures P-5.

Vide order dated 8.4.2019, 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 Principal Judge, Juvenile Justice Board, Barnala, 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. petitioner 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, Criminal Complaint bearing case No. COMA/08/2019 dated 6.11.2015, CNR No. PBBR030000432019 filed under Sections 452, 323, 509, 167, 506 and 34 IPC, pending in the Principal Court Juvenile Justice Board, Barnala and proceedings emanating therefrom stand quashed qua the petitioner.

(RAJ SHEKHAR ATTRI)
JUDGE

28.5.2019

Ashwani