

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

CRM-M-47181-2018 (O&M)

Date of decision: February 27, 2019

Gurpreet Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: None for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

None 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.154 dated 26.11.2016, under Sections 354-A, 380, 506 of the Indian Penal Code (for short 'IPC'), registered at Police Station Dugri, Police Commissionerate, District Ludhiana and subsequent proceedings arising therefrom on the basis of compromise dated 13.10.2018.

In the present case, the FIR was registered on the statement of Sapna Luthra wife of Dheeraj Luthra. Now, dispute between the parties has been resolved.

Vide order dated 26.10.2018, the parties were directed to appear before the learned trial court/illqa magistrate to get their statements recorded with regard to genuineness of compromise.

Learned State counsel has submitted that statement of the parties have been recorded, however, none has put in appearance on behalf of the petitioner.

After going through the report of the learned magistrate, this court is of the view that compromise entered between the parties is genuine and without any pressure or fear.

Learned State counsel has not disputed that the parties i.e. petitioner, private respondent, 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 and FIR No.154 dated 26.11.2016, under Sections 354-A, 380, 506 IPC, registered at Police Station Dugri, Police Commissionerate, District Ludhiana and subsequent proceedings arising therefrom on the basis of compromise stands quashed qua petitioner.

February 27, 2019
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

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