

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

**CRM-M-49247-2018 (O&M)
Date of Decision : 30.07.2019**

Neel Kamal

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : ASI Tarsem Singh in person.

RAJ SHEKHAR ATTRI, J. (Oral)

By invoking Section 482 Cr.P.C., the petitioner has prayed for quashing of FIR No.221 dated 18.12.2016, registered under Sections 406, 498-A IPC, at Police Station City-1 Abohar, District Fazilka and proceedings emanating therefrom on the basis of compromise (Annexure P-2) arrived at between the parties.

In the present case, the FIR was registered on the statement of respondent No.2 Smt. Rekha, daughter of Subhash Chander. Now, dispute between the parties has been resolved by way of compromise Annexure P-2.

Vide orders dated 10.12.2018, 13.05.2019 and 22.05.2019, 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 by the Sub Divisional Judicial Magistrate, Abohar wherein it has been reported that statements of the parties have been recorded and they have voluntarily

compromised the matter.

After going through the said report, this Court is of the opinion that the compromise is genuine.

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.221 dated 18.12.2016, registered under Sections 406, 498-A IPC, at Police Station City-1 Abohar, District Fazilka and proceedings emanating therefrom stand quashed qua the petitioner.

(RAJ SHEKHAR ATTRI)
JUDGE

30.07.2019
mamta

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No