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

**CRM-M-49291-2018
Date of Decision : 12.03.2019**

Sukhjeet Singh and others**..... Petitioners**

Versus

State of Punjab and another**..... Respondents****CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI**

Present : Mr. A.D.S. Sukhija, Advocate
for the petitioners.

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 petitioners have prayed for quashing of FIR No. 10 dated 26.07.2018, under Sections 406, 498-A of the Indian Penal Code (for short 'IPC') registered at Police Station Women District SAS Nagar Mohali (Annexure P-1) along with all the subsequent proceedings arising therefrom on the basis of settlement as contained in Annexure P-2.

In the present case, the FIR was registered on the statement of Jasveer Kaur-respondent No. 2. However, the dispute has now been settled amicably between the parties through settlement/compromise by Mediation and Conciliation Centre of this Court.

Jasveer Kaur-complainant is present in Court with her father.

Vide settlement /compromise dated 26.9.2018, the matter was settled in the Mediation and Conciliation Centre of this Court between the parties.

Pursuant thereto, the aforesaid settlement/compromise, wherein it has

been agreed that the parties will withdraw all the civil and criminal cases pending between the parties, if any and in case, Petitioner-Sukhjeet Singh fails to pay the balance amount of ₹1,50,000/- to the respondent-complainant, then she shall be entitled to revive all the cases.

Learned counsel for the petitioner submits that the petitioner has paid first motion amount ₹1,50,000/- to the respondent-complainant and the second motion amount will be paid at the earliest.

Learned counsel for the State as well has not disputed that the parties i.e. petitioners, respondent No. 2 (complainant), 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. 10 dated 26.07.2018, under Sections 406, 498-A of the Indian Penal Code (for short 'IPC') registered at Police Station Women District SAS Nagar Mohali and subsequent proceedings arising therefrom on the basis of compromise stands quashed qua petitioners.

12th March, 2019
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(RAJ SHEKHAR ATTRI)
JUDGE

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