

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.252

CRM-M No.10216 of 2017

Date of decision: 26.05.2017

Sukhjit Singh and another

....Petitioners

versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Munish Raj Chaudhary, Advocate,
for the petitioners.

Mr. Rajat Bansal, AAG, Punjab.

None for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

Through the present petition filed under Section 482 Cr.P.C., quashing of FIR No.80 dated 25.04.2007, registered under Sections 324, 323, 34 IPC, at Police Station Sadar Malout, District Sri Muktsar Sahib, is sought for on the basis of compromise (Annexure P-3).

Through order of this Court dated 27.03.2017, the parties were directed to appear before the trial Court to get their statements recorded, who in turn was directed to send a report to this Court with regard to the veracity of the compromise, if any, between the parties as also to inform whether the petitioners or any of their co-accused have ever been declared as proclaimed offender and is there any other case pending against them.

As directed, report dated 29.04.2017, from the Judicial Magistrate Ist Class, Malout, has been received, as per which the parties recorded their statements before the trial Court in terms of the compromise arrived at between them, there are 8 persons arrayed as

proclaimed offender.

Learned State counsel has also no objection, if the present petition is allowed.

In view of the above as also for the reasons that the parties belong to the same village; the dispute is private in nature; the offence is not heinous, the investigating agency after investigation had filed a cancellation report and that the matter having been compromised, continuation of the proceedings in pursuance to the afore-referred FIR, would be an abuse of the process of law and in terms of the law laid down by the Full Bench of this Court in **Kulwinder Singh and others versus State of Haryana and others, 2007(3) RCR (Criminal) 1052**, I deem it just and proper to allow the petition and resultantly quash the FIR No.80 dated 25.04.2007, registered under Sections 324, 323, 34 IPC, at Police Station Sadar Malout, District Sri Muktsar Sahib and all proceedings arising therefrom qua the petitioners only.

(DEEPAK SIBAL)
JUDGE

May 26, 2017
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<i>(i) Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>(ii) Whether reportable</i>	<i>Yes/No</i>