

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

-:-

Crl. Misc. M – 15160 of 2015

Date of Decision: 19.01.2017

Dharam Singh & Anr.

..... Petitioners

Versus

State of Punjab & Anr.

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL.

Present:- Mr. Sunny K. Singla, Advocate, for the petitioners.

Mr. Kirat Singh Sidhu, DAG, Punjab.

Mr. A.B.S.Sidhu, Advocate, for respondent No.2.

DEEPAK SIBAL, J

Through the present petition, quashing of FIR No.03, dated 18.03.2011, under Sections 420, 120-B IPC, registered at Police Station Sanaur, District Patiala (Annexure P-1), is sought for on the basis of compromise(Annexure P-2).

Through order of this Court dated 14.01.2016, 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 as also to inform this Court the number of persons involved in the present FIR and if any of them has been declared as proclaimed offender.

As directed, report dated 17.02.2016 from the Judicial Magistrate Ist Class, Patiala, has been received, as per which the parties recorded their statements before the trial Court in terms of the compromise arrived at between them and none of the accused is proclaimed offender.

In view of the above, continuation of the proceedings in pursuance of 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.03, dated 18.03.2011, under Sections 420, 120-B IPC, registered at Police Station Sanaur, District Patiala (Annexure P-1), and all proceedings arising therefrom.

January 19, 2017
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(DEEPAK SIBAL)
JUDGE