

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.258

CRM-M No.1563 of 2017

Date of decision: 31.05.2017

Ashish

....Petitioner

versus

State of Haryana and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Abhimanyu Antil, Advocate,
for the petitioner.

Mr. Sharad Yadav, DAG, Haryana.

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.972 dated 20.10.2016, registered under Sections 294, 34, 341, 506 IPC, at Police Station Jhajjar, District Jhajjar, is sought for on the basis of compromise (Annexure P-2).

Through order of this Court dated 19.01.2017, 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 31.01.2017, from the Chief Judicial Magistrate Jhajjar, Haryana, has been received, as per which the parties recorded their statements before the trial Court in terms of the compromise arrived at between them, the petitioner not been declared

proclaimed offender and there is no other case pending against him.

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

In view of the above as also for the reasons the dispute is private in nature; the offence is not heinous and the matter having been compromised at the threshold of the investigation; 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.972 dated 20.10.2016, registered under Sections 294, 34, 341, 506 IPC, at Police Station Jhajjar, District Jhajjar and all proceedings arising therefrom qua the petitioner only.

(DEEPAK SIBAL)
JUDGE

May 31, 2017

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<i>(i) Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>(ii) Whether reportable</i>	<i>Yes/No</i>