

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

**CRM-M No.1958 of 2017
Date of Decision: 01.03.2017**

Gurpreet Singh @ Sandeep Singh

.... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. M. K. Singla, Advocate
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab
for respondent No.1-State.

Mr. Vineet Chaudhary, Advocate
for respondent No.2.

DEEPAK SIBAL J. (ORAL)

Through the present petition, quashing of FIR No.98 dated 17.08.2016, registered under Section 324 IPC (Section 326 IPC added later on), at Police Station Khamano, District Fatehgarh Sahib and all subsequent proceedings arising therefrom, is sought for on the basis of compromise (Annexure P-2).

Through order of this Court dated 23.01.2017, the parties were directed to appear before the Illaqa Magistrate on 27.1.2017 to get their statements recorded, who in turn was directed to send a report to this Court as also to apprise this Court whether the accused is ever declared as a proclaimed offender and is there any other case pending against him.

As directed, report dated 16.02.2017 from the Sub Divisional Judicial Magistrate, Khamanon has been received, as per which the parties had recorded their statements before the Illaqa Magistrate in terms of the compromise arrived at between them and that petitioner has not been declared as proclaimed offender and there is no other case pending against him.

Learned State counsel has also raised no objection.

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 Vs. 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.98 dated 17.08.2016, registered under Section 324 IPC (Section 326 IPC added later on), at Police Station Khamano, District Fatehgarh Sahib and all proceedings arising therefrom.

March 01, 2017

rittu

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No