

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

Sr. No.271

CRM-M No.25652 of 2016 (O&M)

Date of decision: 02.03.2017

Krishan and others

....Petitioners

versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Rajesh Bansal, Advocate, for the petitioners.

Mr. Manish Bansal, DAG, Haryana.

Mr. Ram Bilas Gupta, Advocate, for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

Through the present petition, quashing of FIR No.1184 dated 12.10.2015, registered under Sections 148, 149, 323, 427, 506 IPC and Section 3 of Schedule Castes and Schedule Tribes (Prevention of Atrocities) Act, 1989, at Police Station Chandni Bagh, District Panipat, is sought for on the basis of compromise (Annexure P-2).

Through order of this Court dated 29.07.2016, the parties were directed to appear before the Illaqa Magistrate to get their statements recorded, who in turn was directed to send a report to this Court as also to apprise this Court if any of the parties to this petition has been declared proclaimed offender.

As directed, report dated 10.08.2016 from the Additional Chief Judicial Magistrate, Panipat, 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 parties have been declared as

proclaimed offender.

Learned State counsel has also raised no objection.

In view of the above, 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.1184 dated 12.10.2015, registered under Sections 148, 149, 323, 427, 506 IPC and Section 3 of Schedule Castes and Schedule Tribes (Prevention of Atrocities) Act, 1989, at Police Station Chandni Bagh, District Panipat, and all proceedings arising therefrom.

(DEEPAK SIBAL)
JUDGE

March 02, 2017

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- (i) Whether speaking/reasoned Yes/No*
- (ii) Whether reportable Yes/No*