

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

Sr. No.258

CRM-M No.2554 of 2017
Date of decision: 07.03.2017

Sahib Singh @ Sabbi and anotherPetitioners

versus

State of Punjab and anotherRespondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Rakesh Sobti, Advocate, for the petitioners.

Mr. Kirat Singh Sidhu, DAG, Punjab.

None for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

Through the present petition, quashing of FIR No.234 dated 03.09.2016, registered under Sections 341, 323, 324, 506, 34 IPC, at Police Station Sultanwind, Amritsar, is sought for on the basis of compromise (Annexure P-2).

Through order of this Court dated 27.01.2017, the parties were directed to appear before the trial Court/Illaq Magistrate to get their statements recorded, who in turn was directed to send a report to this Court as also to apprise this Court, the number of accused persons involved in the present FIR and whether any of the accused has been declared proclaimed offender.

As directed, report dated 08.02.2017 from the Judicial Magistrate Ist Class, Amritsar, 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 the petitioners are the only accused in the

present FIR and none of them 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 in which allegations pertain to a private dispute between the parties and the matter is still under investigation 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.234 dated 03.09.2016, registered under Sections 341, 323, 324, 506, 34 IPC, at Police Station Sultanwind, Amritsar, and all proceedings arising therefrom.

(DEEPAK SIBAL)
JUDGE

March 07, 2017

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