

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

**Sr. No.237**

**CRM-M No.2589 of 2017**

**Date of decision: 07.04.2017**

Gurdeep Chand and others

....Petitioners

versus

State of Punjab and another

....Respondents

**CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL**

Present: Mr. Digvijay Nagpal, Advocate, for the petitioners.

Mr. Rajat Bansal, AAG, Punjab.

None for respondent No.2.

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**DEEPAK SIBAL, J. (Oral)**

Through the present petition, quashing of FIR No.135 dated 10.07.2013, registered under Sections 452, 323, 506, 148, 149 IPC, at Police Station Guruhar Sahai, District Ferozepur, 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 persons involved in the present FIR and whether any of them has been declared as proclaimed offender.

As directed, report dated 13.02.2017, from the Sub-Divisional Judicial Magistrate, Guruhar Sahai, 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 challan has only been filed against the present petitioners and none of them has been declared as proclaimed offender.

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

In view of the above as also for the reason that especially when the present dispute is between the private parties, who are neighbours in the same village; is not of a heinous nature and the matter having been compromised, 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.135 dated 10.07.2013, registered under Sections 452, 323, 506, 148, 149 IPC, at Police Station Guruhar Sahai, District Ferozepur, and all proceedings arising therefrom.

**(DEEPAK SIBAL)**  
**JUDGE**

**April 07, 2017**  
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| <i>(i) Whether speaking/reasoned</i> | <i>Yes/No</i> |
| <i>(ii) Whether reportable</i>       | <i>Yes/No</i> |