

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

Sr. No.255

CRM-M No.31999 of 2016

Date of decision: 18.04.2017

Hardev Singh and another

....Petitioners

versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Simranjit Singh, Advocate,
for the petitioners.

Mr. Sultan Singh Gill, DAG, Punjab.

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.236 dated 22.11.2012, registered under Sections 420/34 IPC, at Police Station City Gurdaspur, District Gurdaspur, is sought for on the basis of compromise (Annexure P-2).

Through order of this Court dated 18.01.2017, 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 as also to apprise this Court the veracity of the compromise, if any, between the parties.

As directed, report dated 25.01.2017, from the Chief Judicial Magistrate, Gurdaspur, has been received, as per which the parties recorded their statements before the trial Court in terms of the compromise arrived at between them.

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

In view of the above as also for the reason that the dispute between the parties is private in nature; the trial is at the initial stage; the offence is not heinous 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.236 dated 22.11.2012, registered under Sections 420/34 IPC, at Police Station City Gurdaspur, District Gurdaspur, and all proceedings arising therefrom.

(DEEPAK SIBAL)
JUDGE

April 18, 2017
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<i>(i) Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>(ii) Whether reportable</i>	<i>Yes/No</i>