

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

**CRM-M No.3175 of 2017
Date of Decision: 25.05.2017**

Debo Devi and others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Naveen Batra, Advocate
for the petitioners.

Mr. Rajat Bansal, AAG, Punjab
for respondent No.1-State.

Ms. Rajni Maurya, Advocate
for respondent No.2.

DEEPAK SIBAL J. (ORAL)

Through the present petition filed under Section 482 Cr.P.C. the petitioners seek quashing of FIR No.98 dated 21.07.2015, registered under Section 420 IPC, at Police Station Nurpurbedi, District Roopnagar, on the basis of compromise (Annexure P-2).

On 30.03.2017, this Court had directed the parties to appear before the trial Court/Area Magistrate on 25.04.2017 for recording of their statements with regard to the genuineness of the compromise arrived at between them, who in turn was directed to submit a report along with the recorded statements with regard to the genuineness of the compromise as also how many total accused are facing the trial; status/stage of the trial/case.

As directed, report dated 26.04.2017 from the Judicial Magistrate, Ist Class, Anandpur Sahib has been received, as per which the parties had recorded their statements before the trial Court in terms of the compromise arrived at between them with their own free will, without any pressure or coercion and the compromise has been effected only with the petitioners whereas there are total 04 accused in this case.

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

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR in which the dispute is commercial *inter se* private parties; not heinous in nature; investigation is at the initial stage and the matter having been compromised, 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 21.07.2015, registered under Section 420 IPC, at Police Station Nurpurbedi, District Roopnagar and all consequential proceedings arising therefrom, qua the present petitioners only.

(DEEPAK SIBAL)
JUDGE

May 25, 2017

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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No