

CRM-M-34367 of 2016**Date of decision:18.01.2017****Ravi Garg & Ors.**

... Petitioners

VS.

State of Punjab & Anr.

... Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

* * *

Present : Mr. Amandeep Chhabra, Advocate
for the petitioners.

Mr. Jashanpreet Singh, AAG, Punjab.

Mr. Vikas Bishnoi, Advocate
for respondent No.2.

* * *

DEEPAK SIBAL, J.(ORAL)

Through the present petition, quashing of FIR No.52, dated 30.03.2016, registered under Sections 452, 323, 506, 34 IPC, at Police Station Civil Lines Bathinda, Tehsil and District Bathinda is sought for on the basis of compromise(Annexure P-2).

Through order of this Court dated 26.09.2016, the parties were directed to appear before the Ilaka Magistrate/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 number of persons arrayed in the present FIR and if any of them has been declared proclaimed offender. .

As directed, report dated 03.11.2016 from the Chief Judicial Magistrate, Bathinda, 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 accused is proclaimed offender.

In view of the above, continuation of the proceedings in pursuance of 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.52, dated 30.03.2016, registered under Sections 452, 323, 506, 34 IPC, at Police Station Civil Lines Bathinda, Tehsil and District Bathinda, and all proceedings arising therefrom.

(Deepak Sibal)
Judge

January 18, 2017
rimpal

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No