

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

**CRM-M No.34690 of 2016
Date of Decision: 02.02.2017**

Sandeep Singh and others

.... Petitioners

Versus

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Namit Khurana, Advocate
for the petitioners.

Mr. Manish Bansal, DAG, Haryana.

None for respondent No.2.

DEEPAK SIBAL J. (ORAL)

Through the present petition, quashing of FIR No.441 dated 05.08.2016, registered under Sections 323, 506, 452, 34 of IPC and Sections 3-14 of the Haryana Medicare Service Persons and Medicare Service Institutions (Prevention of Violence and Damage to Property Act, 2009), at Police Station Yamuna Nagar City, District Yamuna Nagar and subsequent proceedings arising therefrom, is sought for on the basis of compromise (Annexure P-2).

Through order of this Court dated 21.10.2016, the parties were directed to appear before the Illaqa 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 involved in the present FIR and if any of them has been declared proclaimed offender.

As directed, report dated 07.12.2016 from the Chief Judicial Magistrate, Yamuna Nagar at Jagadhri 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 and that none of the petitioners has been declared as proclaimed offender.

Learned State counsel has also raised no objection.

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 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.441 dated 05.08.2016, registered under Sections 323, 506, 452, 34 of IPC and Sections 3-14 of the Haryana Medicare Service Persons and Medicare Service Institutions (Prevention of Violence and Damage to Property Act, 2009), at Police Station Yamuna Nagar City, District Yamuna Nagar and all proceedings arising therefrom.

February 02, 2017

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**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No