

CRM-M-35113 of 2016**Date of decision:24.01.2017**

Rashpal Singh @ Dhinda & Ors.

... Petitioners

vs.

State of Punjab & Ors.

... Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

* * *

Present : Mr. Rishu Mahajan, Advocate
for the petitioners.

Mr. Kirat Singh Sidhu, DAG, Punjab.

None for respondents No.2 & 3.

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DEEPAK SIBAL, J.(ORAL)

Through the present petition, quashing of FIR No.50, dated 03.03.2016, registered under Sections 326, 324, 323, 325, 148, 149 IPC, at Police Station Sultanwind, Amritsar and all subsequent proceedings is sought for on the basis of compromise(Annexure P-2).

Through order of this Court dated 30.09.2016, the parties were directed to appear before the Ilaqa 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 27.10.2016 from the Judicial Magistrate Ist Class, Amritsar 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.

Learned State counsel has also raised no objection.

In view of the above, continuation of the proceedings in

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:2:

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.50, dated 03.03.2016, registered under Sections 326, 324, 323, 325, 148, 149 IPC, at Police Station Sultanwind, Amritsar, and all proceedings arising therefrom.

January 24, 2017
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(Deepak Sibal)
Judge

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No