

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

Sr. No.275

CRM-M No.36736 of 2016

Date of decision: 02.03.2017

Sanjeev Kumar

....Petitioner

versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Rajesh Bansal, Advocate, for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

None for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

Through the present petition, quashing of FIR No.101 dated 19.10.2011, registered under Sections 420, 467, 468, 471, 120-B IPC, at Police Station Division No.1, Pathankot, is sought for on the basis of compromise (Annexure P-2).

Through order of this Court dated 19.10.2016, the parties were directed to appear before the Illaqa Magistrate to get their statements recorded, who in turn was directed to send a report to this Court as also to apprise this Court if any of the parties to this petition has been declared as proclaimed offender.

As directed, report dated 02.11.2016 from the Chief Judicial Magistrate, Pathankot, 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 parties have been declared as proclaimed offender.

Learned State counsel has also raised no objection.

In view of the above, 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.101 dated 19.10.2011, registered under Sections 420, 467, 468, 471, 120-B IPC, at Police Station Division No.1, Pathankot, and all proceedings arising therefrom.

(DEEPAK SIBAL)
JUDGE

March 02, 2017

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- (i) Whether speaking/reasoned Yes/No*
- (ii) Whether reportable Yes/No*