

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

Sr. No.259

**CRM-M No.37177 of 2016
Date of decision: 22.02.2017**

Lakhwinder Singh and another

....Petitioners

versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: None for the petitioners.

Mr. Manish Bansal, DAG, Haryana.

None for respondent No.2.

* * *

DEEPAK SIBAL, J. (Oral)

Through the present petition filed under Section 482 Cr.P.C., quashing of FIR No.152 dated 14.09.2016, registered under Sections 323, 324, 326, 34 IPC, at Police Station Bagha Purana, District Moga, is sought for on the basis of compromise (Annexure P-2).

Through order of this Court dated 01.12.2016, 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 31.01.2017 from the Sub-Divisional, Judicial Magistrate, Baghapurana, 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 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.152 dated 14.09.2016, registered under Sections 323, 324, 326, 34 IPC, at Police Station Bagha Purana, District Moga, and all proceedings arising therefrom.

(DEEPAK SIBAL)
JUDGE

February 22, 2017

Jyoti 1

(i) Whether speaking/reasoned Yes/No

(ii) Whether reportable Yes/No