

CRM-M-37896 of 2016**Date of decision: 14.02.2017****Angrej Singh & Ors.**

... Petitioners

VS.

State of Punjab & Anr.

... Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

* * *

Present : Mr. D. S. Gurna, Advocate
for the petitioners.

Ms. Dhivya Jerath, Advocate for
respondent No.1-State.

Mr. Balbir Singh Saini, Advocate
for respondent No.2.

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DEEPAK SIBAL, J.(ORAL)

Through the present petition, quashing of FIR No.138, dated 28.08.2016, registered under Section 324 (Section 326 added later on), 34 IPC, at Police Station Samana, District Patiala, is sought on the basis of compromise(Annexure P-1).

Through order of this Court dated 01.12.2016, the parties were directed to appear before the Jurisdictional Magistrate/trial Court to get their statements recorded, who in turn was directed to send a report in this regard 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 as proclaimed offender.

As directed, report dated 14.12.2016 from the Sub Divisional Judicial Magistrate, Samana, 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 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.138, dated 28.08.2016, registered under Section 324 (Section 326 added later on), 34 IPC, at Police Station Samana, District Patiala, and all proceedings arising therefrom.

February 14, 2017
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(Deepak Sibal)
Judge

<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
<i>Whether Reportable:</i>	<i>Yes/No</i>