

CRM-M-40473 of 2016**Date of decision: 23.02.2017****Bhag Chand @ Bhagu Arora & Anr.**

... Petitioners

VS.

State of Punjab & Anr.

... Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

* * *

Present : Mr. Rajbir Singh, Advocate
for the petitioners.

Ms. Dhivya Jerath, Advocate for
respondent-State.

None for respondent No.2.

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DEEPAK SIBAL, J.(ORAL)

Through the present petition, quashing of FIR No.108, dated 14.11.2015, registered under Sections 452, 323, 34 IPC, at Police Station Bareta, District Mansa (Annexure P-1) is sought on the basis of compromise (Annexure P-2).

Through order of this Court dated 15.11.2016, 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 is a proclaimed offender.

As directed, report dated 06.12.2016 from the Judicial Magistrate Ist Class, Budhlada, District Mansa 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.

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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.108, dated 14.11.2015, registered under Sections 452, 323, 34 IPC, at Police Station Bareta, District Mansa and all proceedings arising therefrom.

February 23, 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>