

CRM-M-40704 of 2016**Date of decision: 23.02.2017****N. K. Goyal**

... Petitioner

VS.

State of Haryana & Anr.

... Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

* * *

Present : Mr. Amit Arora, Advocate
for the petitioner.

Ms. Dhivya Jerath, Advocate for
respondent-State.

Mr. Parveen Kaushik, Advocate
for respondent No.2.

* * *

DEEPAK SIBAL, J.(ORAL)

Through the present petition, quashing of FIR No.0644, dated 19.09.2016, registered under Sections 380, 454, 506 IPC (Section 511 IPC, 33, 3 SC ST (Prevention of Atrocities) Act, 1989 added lateron) at Police Station Division Faridabad (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 12.01.2017 from the Chief Judicial Magistrate, Faridabad 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 the petitioner who is the only accused is not a 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.0644, dated 19.09.2016, registered under Sections 380, 454, 506 IPC (Section 511 IPC, 33, 3 SC ST (Prevention of Atrocities) Act, 1989 added lateron) at Police Station Division Faridabad and all proceedings arising therefrom.

February 23, 2017
rimpal

(Deepak Sibal)
Judge

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