

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

**Sr. No.286**

**CRM-M No.42726 of 2016**

**Date of decision: 05.04.2017**

Darbara Singh and others

....Petitioners

versus

State of Punjab and another

....Respondents

**CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL**

Present: Mr. Randeep Singh, Advocate for  
Mr. Vipin Mahajan, Advocate, for the petitioners.

Mr. Rajat Bansal, AAG, Punjab.

Mr. Vishal Munjal, Advocate  
for respondent No.2.

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**DEEPAK SIBAL, J. (Oral)**

Through the present petition, quashing of FIR No.54 dated 23.07.2015, registered under Sections 420, 120-B IPC, at Police Station Sekhwan, Police District Batala, is sought for on the basis of compromise (Annexure P-2).

Through order of this Court dated 30.11.2016, 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 with regard to the genuineness of the compromise alongwith copies of the statements.

As directed, report dated 14.03.2017, from the Judicial Magistrate, Ist Class, Batala, has been received, as per which the parties recorded their statements before the trial Court in terms of the compromise arrived at between them.

Learned State counsel has also no objection, if the present is allowed.

In view of the above as also for the reason that the dispute is between the private parties and commercial in nature and the matter having been compromised, continuation of the same 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.54 dated 23.07.2015, registered under Sections 420, 120-B IPC, at Police Station Sekhwan, Police District Batala, and all proceedings arising therefrom.

**(DEEPAK SIBAL)**  
**JUDGE**

**April 05, 2017**

*Jyoti 1*

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