

CRM-M-43005 of 2016**Date of decision:24.01.2017**

Amarjit Singh Sandhu

... Petitioner

vs.

State of Haryana & Ors.

... Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

* * *

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

Mr. Ashish Yadav, Addl. A. G. Haryana.

Mr. Randeep S. Khaira, Advocate
for respondents No. 2 & 3.

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DEEPAK SIBAL, J.(ORAL)

Through the present petition, quashing of FIR No.223, dated 28.07.2012, registered under Sections 420, 447, 511, 506, 467, 468 and 471 IPC, at Police Station Pehowa, and all other subsequent proceedings is sought on the basis of compromise(Annexure P-3).

Through order of this Court dated 05.12.2016, the parties were directed to appear before the trial Court/Illaqa Magistrate 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 04.01.2017 from the Judicial Magistrate Ist Class, Pehowa, 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.223, dated 28.07.2012, registered under Sections 420, 447, 511, 506, 467, 468 and 471 IPC, at Police Pehowa, and all proceedings arising therefrom.

January 24, 2017
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(Deepak Sibal)
Judge

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No