

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

Sr. No.252

CRM-M No.43840 of 2016

Date of decision: 22.03.2017

Gurpreet Singh and others

....Petitioners

versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Bikramjit Singh Bajwa, Advocate, for the petitioners.

Mr. Kirat Singh Sidhu, DAG, Punjab.

Mr. Shiv Charan Bhola, Advocate
for respondents No.2 and 3.

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DEEPAK SIBAL, J. (Oral)

Through the present petition, quashing of FIR No.110 dated 03.08.2016, registered under Sections 353, 186, 341, 342, 323, 506, 148, 149 IPC, at Police Station Beas, District Amritsar Rural, Punjab, is sought for on the basis of compromise (Annexure P-2).

Through order of this Court dated 31.01.2017, 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 as also to apprise this Court with regard to veracity of the compromise effected between the parties and also intimate whether the accused are ever declared as proclaimed person and is there any other case pending against them.

As directed, report dated 22.02.2017, from the Sub Divisional Judicial Magistrate, Baba Bakala Sahib, District Amritsar, has been received, as per which the parties recorded their statements before the trial Court in terms of the compromise arrived at between them, none of the

accused has been declared proclaimed offender and no other case is

pending against them.

Learned State counsel has also raised no objection.

In view of the above, continuation of the proceedings in pursuance to the afore-referred FIR which reflects private dispute between the parties; the investigation is at the initial stage and the matter having been compromised, 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.110 dated 03.08.2016, registered under Sections 353, 186, 341, 342, 323, 506, 148, 149 IPC, at Police Station Beas, District Amritsar Rural, Punjab, and all proceedings arising therefrom.

(DEEPAK SIBAL)
JUDGE

March 22, 2017

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