

CRM-M-44081 of 2016**Date of decision: 17.02.2017****Vijay Kumar & Ors.**

... Petitioners

VS.

State of Punjab & Ors.

... Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

* * *

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

Ms. Dhivya Jerath, Advocate for
respondent-State.

None for respondents No.2 to 5.

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DEEPAK SIBAL, J.(ORAL)

Through the present petition, quashing of FIR No.346, dated 10.12.2013, registered under Sections 307/ 324/ 323/ 452/ 506/148 and 149 IPC(later on Sections 307, 324, 452 IPC deleted) (Annexure P-1), at Police Station Nakodar, District Jalandhar is sought on the basis of compromise (Annexure P-2).

Through orders of this Court dated 07.12.2016 and 19.01.2017, the parties were directed to appear before the Chief Judicial/Illaqa Magistrate, Nakodar to get their statements recorded, who in turn was directed to send a report to this Court as also to apprise this Court as if any other criminal proceedings are pending against either of the parties.

As directed, report dated 25.01.2017 from the Sub Divisional Judicial Magistrate, Nakodar, 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 there is no other criminal proceeding pending

between the parties.

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.346, dated 10.12.2013, registered under Sections 307/ 324/ 323/ 452/ 506/148 and 149 IPC(later on Section 307, 324, 452 IPC deleted) (Annexure P-1), at Police Station Nakodar, District Jalandhar, and all proceedings arising therefrom.

February 17, 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>