

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

CRM-M-43219 of 2015 (O&M)

Date of decision : 19.01.2017

Vinod Kumar

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. D.K. Sihag, Advocate for the petitioner.

Mr. R.S. Nain, AAG, Punjab

Mr. Swinder Singh, Advocate for respondent No.2.

JITENDRA CHAUHAN, J. (Oral)

This petition under Section 482 of the Code of Criminal Procedure has been filed for quashing of Kalandra under Section 66 of Punjab Police Act, 2007 dated 09.05.2015 (Annexure P-1) in DDR No.11 dated 09.05.2015, registered in FIR No.203 dated 23.08.2014, under Sections 452, 323 and 148 of the Indian Penal Code (for short 'the IPC') read with Section 149 IPC, at Police Station Sadar Fazilka, District Fazilka and all subsequent proceedings arising therefrom.

The learned counsel for the parties state that the dispute in question has been amicably settled.

Affidavit of Deputy Superintendent of Police, Sub-Division, Fazilka, District Fazilka, has been filed in the Court, same is taken on

record. As per the affidavit, petitioner/complainant appeared before the Court of learned Judicial Magistrate 1st Class, Fazilka on 02.06.2015 and made a statement that he agreed with the cancellation report filed by the Police.

Hence, in view of the statement suffered by the petitioner on 02.06.2015, the present petition is allowed and Kalandra under Section 66 of Punjab Police Act, 2007 dated 09.05.2015 (Annexure P-1) in DDR No.11 dated 09.05.2015, registered in FIR No.203 dated 23.08.2014, under Sections 452, 323 and 148 IPC read with Section 149 IPC, at Police Station Sadar Fazilka, District Fazilka and all subsequent proceedings arising therefrom are hereby quashed qua the present petitioner.

19.01.2017*ashok***(JITENDRA CHAUHAN)
JUDGE**

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No