

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

**CRM-M No.44302 of 2016
Date of Decision: 30.01.2017**

Tarlochan Singh

..... Petitioner

Versus

State of Punjab and another

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. S. P. Soi, Advocate
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab
for respondent No.1-State.

None for respondent No.2.

DEEPAK SIBAL J. (ORAL)

Through the present petition, quashing of FIR No.140 dated 19.06.2012, registered under Sections 419, 420 and 177 IPC, at Police Station Nakodar, District Jalandhar and subsequent proceedings arising therefrom, is sought for on the basis of compromise (Annexure P-2).

Through order of this Court dated 12.12.2016 read with order dated 13.01.2017, the parties were directed to appear before the Illaqa Magistrate/trial Court to get their statements recorded, who in turn was directed to send a report 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 proclaimed offender.

As directed, report dated 27.01.2017 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 that the petitioner who in the only accused in the present case 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 Vs. 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.140 dated 19.06.2012, registered under Sections 419, 420 and 177 IPC, at Police Station Nakodar, District Jalandhar and all proceedings arising therefrom.

(DEEPAK SIBAL)
JUDGE

January 30, 2017
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No