

CRM-M-45380 of 2016**Date of decision: 15.02.2017****Bhajan Singh**

... Petitioner

VS.

State of Punjab & Ors.

... Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

* * *

Present : Mr. Dhawaljeet Dutta, Advocate
for the petitioners.

Mr. Neeraj Sharma, AAG, Punjab

Mr. Jagdish Singh Mahal, Advocate
for respondents No.2 & 3.

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DEEPAK SIBAL, J.(ORAL)

Through the present petition, quashing of FIR No.67, dated 26.05.2016, registered under Sections 279, 337 and 338 IPC (Annexure P-1), at Police Station City Gurdaspur, District Gurdaspur is sought on the basis of compromise (Annexure P-2).

Through order of this Court dated 19.12.2016, the parties were directed to appear before the Chief Judicial Magistrate/Illaq Magistrate 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 01.02.2017 from the Judicial Magistrate Ist Class, Gurdaspur, 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.67, dated 26.05.2016, registered under Sections 279, 337, 338 IPC (Annexure P-1), at Police Station City Gurdaspur, District Gurdaspur, and all proceedings arising therefrom.

February 15, 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>