

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 264

CRM-M-45909-2016

Decided on : 21.03.2017

Surender and others

..... Petitioner(s)

VERSUS

State of Haryana and others

..... Respondent(s)

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Raj Kapoor Malik, Advocate, for the petitioner(s).

Mr. Surender Singh, AAG, Haryana.

Mr. Rajiv K. Kapila, Advocate, for respondents No. 2 to 7.

\*\*\*\*\*

DEEPAK SIBAL, J. (ORAL)

Through the present petition, quashing of FIR No. 69, dated 14.05.2012, registered under Sections 148, 149, 323 and 452 IPC, at Police Station Kalayat, District Kaithal (Annexure P-1), alongwith all subsequent proceedings arising therefrom, is sought for on the basis of compromise (Annexure P-2).

As per the interim order of this Court dated 22.12.2016, the petitioners as also the complainants appeared before the trial court and suffered their statements in support of the compromise having been arrived at between them. A report dated 20.01.2017 by the Judicial Magistrate, Ist Class, Kaithal, has been received wherein it has specifically been stated that the matter has been compromised between the parties voluntarily and that the same is genuine.

As per the FIR, the allegations against the petitioners are that they after entering the house of the complainants inflicted simple injuries upon them. It is further not disputed that the complainants and the petitioners are related to each other and that they belong to the same village. With the intervention of the panchayat and other respectables, the matter has been compromised to maintain peace and harmony not only amongst themselves but also in the

village. Certifying the genuineness of the compromise, the afore-referred report dated 20.01.2017 by the Judicial Magistrate, Ist Class, Kaithal, has been received.

In view of the above, continuation of the proceedings in pursuance to 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 present petition and resultantly quash FIR No. 69, dated 14.05.2012, registered under Sections 148, 149, 323 and 452 IPC, at Police Station Kalayat, District Kaithal and all proceedings arising therefrom.

21.03.2017  
shamsher

**[ DEEPAK SIBAL ]**  
**JUDGE**

|                           |   |          |
|---------------------------|---|----------|
| Whether speaking/reasoned | : | Yes / No |
| Whether reportable        | : | Yes / No |