

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 269

CRM-M-4985-2017

Decided on : 18.04.2017

Mansandeep Singh and others

..... Petitioner(s)

VERSUS

State of Punjab and another

..... Respondent(s)

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.G.S.Kaura, Advocate, for the petitioners.

Mr.Sultan Singh Gill, DAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

Through the present petition filed under Section 482 Cr.P.C. quashing of FIR No.66, dated 02.08.2013, registered under Sections 336, 506, 34 IPC and Sections 25, 27, 54 and 59 of the Arms Act (Section 30 of the Arms Act added later on), at Police Station Sadar Sunam, District Sangrur, alongwith all subsequent proceedings arising therefrom, is sought for on the basis of compromise.

Through order of this Court dated 16.02.2017, the parties were directed to appear before the trial court for recording their statements with regard to compromise, who in turn, was directed to record the statements of both the parties to its satisfaction and send a report to this Court as also to intimate the number of persons involved in the present FIR and whether any of them has been declared proclaimed offender.

As directed, report dated 03.03.2017 from the Sub Divisional Judicial Magistrate, Sunam, 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 no proclaimed proceedings are pending in this case.

Learned State counsel has also no objection if the present petition is allowed.

In view of the above as also for the reason that in the case in hand there is no injury caused to any party; the trial is at initial stage and the matter having been compromised between the petitioners and the complainant who belong to the same village, 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 petition and resultantly quash FIR No.66, dated 02.08.2013, registered under Sections 336, 506, 34 IPC and Sections 25, 27, 30, 54 and 59 of the Arms Act, at Police Station Sadar Sunam, District Sangrur, and all proceedings arising therefrom.

18.04.2017
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[DEEPAK SIBAL]
JUDGE

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