

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.259

CRM-M No.578 of 2017

Date of decision: 18.04.2017

Nikka @ Naginder and another

....Petitioners

versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: None for the petitioners.

Mr. Sultan Singh Gill, DAG, Punjab.

None for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

Through the present petition filed under Section 482 Cr.P.C., quashing of FIR No.106 dated 24.11.2010, registered under Sections 452, 324, 323, 34 IPC, at Police Station Lambra, District Jalandhar, is sought for on the basis of compromise (Annexure P-2).

Through orders of this Court dated 12.01.2017 and 20.02.2017, the parties were directed to appear before the 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 veracity of the compromise, if any, between the parties.

As directed, report dated 18.03.2017, from the Judicial Magistrate Ist Class, Jalandhar, has been received, as per which the parties recorded their statements before the trial Court in terms of the compromise arrived at between them.

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

In view of the above as also for the reason that the dispute between the parties is private in nature; the allegations are that the petitioners have inflicted simple injuries upon the complainant; the investigation is yet to conclude; the parties belongs to the same village and the matter having been compromised, 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 the FIR No.106 dated 24.11.2010, registered under Sections 452, 324, 323, 34 IPC, at Police Station Lambra, District Jalandhar, and all proceedings arising therefrom.

(DEEPAK SIBAL)
JUDGE

April 18, 2017

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<i>(i) Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>(ii) Whether reportable</i>	<i>Yes/No</i>