

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.263

CRM-M No.838 of 2017

Date of decision: 22.03.2017

Sukhwinder Singh @Sukha and others

....Petitioners

versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Aminder Singh, Advocate, for the petitioners.

Mr. Kirat Singh Sidhu, DAG, Punjab.

Mr. Shiv Charan Bhola, Advocate
for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

Through the present petition, quashing of FIR No.148 dated 07.12.2016, registered under Sections 458, 427, 506, 34 IPC, at Police Station Chhajali, District Sangrur, is sought for on the basis of compromise (Annexure P-2).

Through order of this Court dated 13.01.2017, the parties were directed to appear before the Illaqa Magistrate to get their statements recorded, who in turn was directed to send a report to this Court as also to apprise this Court with regard to veracity of the compromise effected between the parties.

As directed, report dated 20.01.2017, from the Judicial Magistrate, Ist Class, 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.

Learned State counsel has also raised no objection.

In view of the above, continuation of the proceedings in pursuance to the afore-referred FIR which reflects private dispute between the parties; the investigation is at the initial stage and the matter having been compromised, 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.148 dated 07.12.2016, registered under Sections 458, 427, 506, 34 IPC, at Police Station Chhajali, District Sangrur, is sought for on the basis of compromise (Annexure P-2), and all proceedings arising therefrom.

(DEEPAK SIBAL)
JUDGE

March 22, 2017
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(i) Whether speaking/reasoned Yes/No
(ii) Whether reportable Yes/No