

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

Sr. No.250

CRM-M No.9590 of 2017

Date of decision: 26.05.2017

Jagpal Singh

....Petitioner

versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: None for the petitioner.

Mr. Rajat Bansal, AAG, 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.86 dated 25.11.2013, registered under Sections 420, 465, 467, 468, 471 IPC, at Police Station Maloud, Police District Khanna, District Ludhiana, is sought for on the basis of compromise (Annexure P-2).

Through order of this Court dated 21.03.2017, 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 with regard to the veracity of the compromise, if any, between the parties as also to inform whether the petitioner or any of his co-accused have ever been declared as proclaimed offender and is there any other case pending against them.

As directed, report dated 01.04.2017, from the Sub Divisional Judicial Magistrate, Payal, 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 none of the accused is declared as proclaimed offender.

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

In view of the above as also for the reasons that the dispute which is between the private parties, is commercial in nature, the offence is not heinous and the matter having been compromised at the initial stage of the trial, 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.86 dated 25.11.2013, registered under Sections 420, 465, 467, 468, 471 IPC, at Police Station Maloud Police District Khanna, District Ludhiana and all proceedings arising therefrom.

(DEEPAK SIBAL)
JUDGE

May 26, 2017
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<i>(i) Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>(ii) Whether reportable</i>	<i>Yes/No</i>