

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

Sr. No.232

CRM-M-577-2020

Date of decision: 26.11.2020

Gurwinder Singh @ Guri and others

....Petitioners

versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Sanjeev Goyal, Advocate
for the petitioners.

Mr. Rana Harjasdeep Singh, DAG, Punjab.

Mr. Kulwinder Singh, Advocate
for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

Case taken up through video conferencing.

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.35 dated 11.06.2019, registered under Section 341/353/186/365/332/34 IPC at Police Station Sandaur, District Sangrur and all subsequent proceedings arising out of it on the basis of the compromise dated 09.12.2019 (Annexure P-2).

On 09.01.2020 this Court had directed the parties to appear before the Illaqa Magistrate/Trial Court on 16.01.2020 for recording of their respective statements with regard to the compromise/settlement, who in turn was directed to submit a report along with the recorded statements with regard to the veracity of the compromise between the parties.

As directed, report dated 17.01.2020 from the Judicial

Magistrate, Ist Class, Malerkotla has been received, as per which the parties had recorded their statements before the Trial Court in terms of the compromise arrived at between them.

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

In view of the above, continuation of the proceedings in pursuance of the afore-referred FIR in which offences are not heinous; the trial 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 Vs. State of Punjab and others*, 2007 (3) RCR (Criminal), 1052, this Court deems it just and proper to allow the petition and resultantly quash the FIR No.35 dated 11.06.2019, registered under Section 341/353/186/365/332/34 IPC at Police Station Sandaur, District Sangrur and all proceedings arising therefrom, qua the petitioner.

(DEEPAK SIBAL)
JUDGE

November 26, 2020
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Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No