

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

Sr. No.225

CRM-M-32382-2017

Date of decision: 20.09.2021

Sandeep Singh and others

....Petitioners

versus

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Ankit Kharbanda, Advocate
for the petitioners.

Mr. Jagmohan Singh Ghumman, DAG, Punjab.

Mr. Amandeep 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.0150 dated 17.09.2016 registered under Sections 323, 307, 326, 506, 148 and 149 IPC and Sections 25, 27 of Arms Act, 1959 at Police Station Division B, Police Commissionerate Amritsar and all subsequent proceedings arising therefrom on the basis of the compromise dated 09.06.2017 (Annexure P-2).

Through orders of this Court dated 28.11.2018 and 24.08.2021 the parties were directed to appear before the Illaqa Magistrate/Trial Court 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, if any, between the parties.

As directed, report dated 17.09.2021 from the Judicial Magistrate, Ist Class, Amritsar 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 the offences are not heinous; the trial is at an early 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.0150 dated 17.09.2016 registered under Sections 323, 307, 326, 506, 148 and 149 IPC and Sections 25, 27 of Arms Act, 1959 at Police Station Division B, Police Commissionerate Amritsar and all proceedings arising therefrom, qua the petitioners.

(DEEPAK SIBAL)
JUDGE

September 20, 2021
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Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No