

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

Sr. No. 119

CRM-M No. 37637 of 2020

Date of decision : 27.10.2021

Narinder Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Rishu Mahajan, Advocate for the applicants-petitioners.

Mr. Saurav Khurana, DAG, Punjab.

None for respondent No.2.

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DEEPAK SIBAL, J. (Oral)

The matter has been taken up through video conferencing.

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 77 dated 05.07.2013 registered under Sections 323, 324, 379 and 34 IPC at Police Station Lohian, district Jalandhar on the basis of a compromise dated 03.03.2020 (Annexure P-2) entered into between the parties.

On 19.01.2021 this Court had directed the parties to appear before the Illaqa Magistrate/trial Court on 19.02.2021 for recording of their respective statements with regard to the compromise, 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 also to apprise this

Court whether P.O. proceedings are pending against any of the party.

As directed, report dated 22.04.2021 from the Judicial Magistrate First Class, Nakodar 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 and that no proclamation proceedings are pending against the petitioners.

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 yet to commence and the matter is 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 FIR No. 77 dated 05.07.2013 registered under Sections 323, 324, 379 and 34 IPC at Police Station Lohian, district Jalandhar and all proceedings arising therefrom qua the petitioners.

27.10.2021

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No