

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

(259)**CRM-M-2067-2020****Date of Decision: 11.12.2023**

Dalbeer Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Deshpreet Singh, Advocate, for the petitioner.

Mr. P. S. Grewal, DAG, Punjab.

Mr. K. S. Chhibber, Advocate, for
Mr. Pankaj Shukla, Advocate, for respondent No.2.

KULDEEP TIWARI, J.(ORAL)

1. The instant petition is for quashing of the FIR No.0030 dated 25.02.2019 (Annexure P-1) under Sections 353/186/506/34 IPC, registered at Police Station City-1 Abohar, District Fazilka on the basis of compromise dated 16.12.2019.

2. A perusal of FIR reveals that, it was registered on an application made by office of Nagar Council, Abohar, District Fazilka for creating hindrance in the official work by the petitioners. The compromise (Annexure P-2) further reveals that there was a compromise effected by Junior Engineer who is working in the Municipal Council and at that time the complainant entered into the compromise in his personal capacity, for which he is not competent at all.

3. Keeping in view of the above, the nature of offence as well as the fact that the complaint was made by the Nagar Council, Abohar, it can only be withdrawn through a valid resolution by the Council concerned.

4. In view of the above, the present petition for quashing of the FIR on the basis of compromise is hereby dismissed. However, the liberty is reserved to the petitioners that in case, a compromise is effected with Municipal Council, Abohar, then in that eventuality, they can re-access this Court for the same cause of action.

5. Dismissed with liberty as aforesaid.

(KULDEEP TIWARI)
JUDGE

11.12.2023

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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No