

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

CRM-M No.2102 of 2013 (O&M)

Date of Decision: 08.09.2015

Pargat Singh

..... Petitioner

Vs.

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Loveneet Thakur, Advocate for
Mr. R.S.Bains, Advocate for the petitioner.

Mr. Mikhil Kad, Assistant Advocate General, Punjab
for respondent No.1/State along with H.C. Dilver Khan.

Mr. Harkirat Singh Sandhu, Advocate for
Mr. J.S.Bhandohal, Advocate for respondent No.2/complainant.

JASWANT SINGH, J. (Oral)

Present petition under Section 482 Cr.P.C. is for quashing of FIR No.136 dated 18.11.2012, under Sections 420, 406 and 120-B, IPC, registered with Police Station City-1 Malerkotla (**Annexure P-1**).

The petitioner-Pargat Singh is the owner of land measuring 20 bighas situated in Village Badshahpur (Malerkotla). He is stated to have executed an agreement to sell dated 05.01.2011 regarding sale of the said land with one Manav Deep Singh.

On the strength of such agreement to sell, Manav Deep Singh entered into an agreement to sell dated 10.01.2011 with regard to sale of the said land and received a sum of Rs.25 Lacs as earnest money in the presence of witnesses-Dalbir Singh @ Kaka and Nettar Singh. Subsequently, the complainant paid another sum of Rs.10 Lacs to Manav Deep Singh.

It transpires that subsequently, petitioner-Pargat Singh sold 15 bighas out of 20 bighas of land covered under the agreement to sell dated 05.01.2011 to one Jagdev Singh s/o Darshan Singh. Hence, the complainant lodged the aforesaid F.I.R. against the petitioner-Pargat Singh, Manav Deep Singh and Dalbir Singh of having cheated the complainant-Ranjodh Singh for a sum of Rs.35 Lacs. Hence, the petitioner-Pargat Singh has filed the present petition seeking quashing of the aforesaid FIR on the ground that the transaction being of purely of civil nature and no transaction with the complainant-Ranjodh Singh, no offence is made out qua him.

Upon notice, official respondent has filed reply dated 05.01.2015 of the D.S.P., Sub Division, Malerkotla. A perusal of the reply reveals that a compromise has since been effected between the parties, whereby petitioner-Pargat Singh has returned a sum of Rs.30 Lacs to Manav Deep Singh, who in turn has returned a sum of Rs.25 Lacs to the complainant-Ranjodh Singh towards full and final payment as per the compromise with the complainant-Ranjodh Singh. In this regard, complainant has furnished his affidavit dated 22.07.2013 as **Annexure R-2**.

Learned State Counsel, on instructions from H.C. Dilver Khan, states that in the light of the subsequent developments, nothing more is required to be adjudicated in the present case.

Accordingly, the present petition stands dismissed as infructuous.

September 08, 2015
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(JASWANT SINGH)
JUDGE