

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

Crl. Misc. No. M-35962 of 2014

Date of decision : 08.01.2015

Sukhdev Singh @ Sukha & anotherPetitioners
versus

State of Punjab & another ...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. A.S. Khinda, Advocate for the petitioners.

Mr. D.S. Virk, AAG, Punjab.

RITU BAHRI , J. (Oral)

Quashing of the FIR No.79 dated 18.10.2013 under Sections 420, 406 IPC and Section 24 of the Emigration Act, 1983, registered at Police Station Bholath, District Kapurthala (Annexure P-1) and its consequential proceedings on the basis of compromise dated 11.04.2014 (Annexure P-2), is being sought.

FIR was registered with the allegations that the petitioner had taken a sum of Rs.3,39,000/- on the pretext of sending his son abroad. But neither he was sent abroad nor amount was returned.

At the stage of investigation, the matter has amicably been settled between the parties.

In compliance of the order dated 17.10.2014, status report

has been received from the Judicial Magistrate 1st Class, Kapurthala. Statements of the parties have been recorded to the effect that a compromise has been affected without pressure, coercion or undue influence between the parties.

Consequently, in view of the status report and in view of the judgment of the Hon'ble Supreme Court in the case of **Madan Mohan Abbot vs. State of Punjab 2008(2) RCR (Criminal) 429**, the law laid down by the Full Bench of this Court in the case of **Kulwinder Singh and Ors. vs. State of Punjab and another 2007(3) RCR (Crl.) 1052**, no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.79 dated 18.10.2013 under Sections 420, 406 IPC and Section 24 of the Emigration Act, 1983, registered at Police Station Bholath, District Kapurthala (Annexure P-1), is quashed with all consequential proceedings arising therefrom qua petitioners.

The petition stands disposed of qua petitioners.

08.01.2015
Vinay

(RITU BAHRI)
JUDGE