

238-A

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

1) CRM-M No. 7836 of 2015 (O&M)

Lakha Singh and Others

..... Petitioners

Vs.

State of Punjab and Others

..... Respondents

&

2) CRM-M No. 19304 of 2014 (O&M)

Darshan Singh

..... Petitioner

Vs.

State of Punjab and Others

..... Respondents

Date of Decision: 30.10.2015

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Ms. Gurpal Kaur Dulat, Advocate
for the petitioners.

Ms. Rimplejeet Kaur, AAG, Punjab
for respondent No. 1/State alongwith ASI Surender Pal Singh.

Mr. V.K. Sandhir, Advocate
for respondent Nos. 2 and 3.

JASWANT SINGH, J. (ORAL)

This order shall dispose of two aforementioned petitions as both these petitions have arisen out of the same occurrence.

Accused/petitioners, namely, Lakha Singh, Jawala Singh and Balvir Singh, have filed petition bearing CRM-M No. 7836 of 2015, whereas accused/petitioner-Darshan Singh, has filed petition bearing CRM-M No. 19304 of

2014, seeking quashing of FIR No. 26, dated 14.02.2013 (**Annexure P-1**), for offences punishable under Sections 420, 406, 467, 468, 471 and 120-B of the Indian Penal Code, registered at Police Station City Dhuri, District Sangrur on the basis of compromise dated 14.05.2014 (**Annexure P-2**) having been effected with the complainant party i.e. Kulwinder Singh and Jaspal Singh (respondent Nos. 2 and 3, respectively, herein), who are the sons of Sh. Sarban Singh. However, fifth accused, namely, Baljinder Singh son of Shri Darshan Singh, has not effected the compromise with the complainant party.

As per allegations in the FIR, *inter-alia*, during the period of 2011-2013, accused/petitioner Darshan Singh S/o Jarnail Singh, in connivance with his co-accused Baljinder Singh, Balvir Singh, Jawala Singh, Lakha Singh by forging a false agreement to sell have cheated the complainant party.

Learned State Counsel, on instructions from ASI Surender Pal Singh, duly supported by the counsel for complainants, submits that the four accused-persons, namely, Lakha Singh, Jawala Singh, Balvir Singh and Darshan Singh, have been found innocent and put in column No. 2 of the challan, which has been filed only against the accused-Baljinder Singh.

A report of the partial compromise between the aforesaid four accused persons and the complainants, has also since been accepted by the Sub Divisional Judicial Magistrate, Dhuri. In this regard, a report/letter No. 725, dated 04.05.2015 has also been received from the learned Sub Divisional Judicial Magistrate, Dhuri, which is taken on record as **Mark-A**.

In view of the fact that the petitioners have been found innocent and the complainants does not wish to pursue against the petitioners/accused persons, learned counsel for the petitioners very fairly concedes that both the aforesaid

petition be disposed of as infructuous.

In view of the above, the present petition stands dismissed as infructuous.

October 30, 2015

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(JASWANT SINGH)
JUDGE