

CRM-M-24501-2015

Date of Decision : 02.06.2016

M/s Adel Landmarks Ltd.

.....Petitioner

versus

State of Haryana and another

....Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** Mr. Sanjiv Bansal, Advocate
for the petitioner.

Mr. C.S. Bakhshi, Addl.A.G., Haryana.

None for respondent No. 2.

M.M.S. BEDI, JUDGE (ORAL)

The petitioner seeks quashing of FIR on the basis of compromise in a case which was registered at the instance of respondent No. 2, Abhishek Kumar Dwivedi, alleging that the complainant had been duped as he has not been allotted the Unit booked in the project of the company of the petitioner, in a project of construction, launched by the company of the petitioner despite receipt of a sum of Rs.11,74,75,600/-. Petitioner, thereafter, changed the name of the company from Era Landmarks Ltd to Adel Landmarks Ltd causing prejudice to the complainant as money paid by the complainant has been misappropriated.

Copy of the compromise has been placed on record. Parties were directed to appear before the Illaqa Magistrate. After presentation of challan, the trial Court recorded the statements of the complainant and the representation of the petitioner have sent a report regarding matter having been compromised. It appears that the complainant is

satisfied with the amount received by him.

The petition is opposed by the State Counsel *inter alia* on the ground that the petitioner is involved in large number of cases of similar nature.

I have considered the facts and circumstances in the present case. There is only one victim who is satisfied with the amount paid to him by the petitioner. So even if, the proceedings are permitted to continue in FIR No. 254 of 2015 registered at Police Station Rajinder Park, Gurgaon, the complainant having been satisfied, no useful purpose would be served by keeping the proceedings to continue.

In the above said circumstances, the FIR can be permitted to be quashed. Petition is allowed. FIR No. 254 of 2015 registered at Police Station Rajendra Park Gurgaon and all the criminal proceedings emanating these from are quashed on the basis of compromise following judgment in **“Kulwinder Singh versus State of Punjab and others”**. It is observed that nothing mentioned in this order will effect the credibility of the petitioner or the grievance of the complainant in other cases pending before this Court or before any other Court against the petitioner company.

(M.M.S. BEDI)
JUDGE

02.06.2016
Neha