

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

**Crl. Misc. No-M- 22237 of 2016 (O&M)
Date of decision: March 14, 2017**

Kewal Singh and another

.. Petitioners

Versus

State of Punjab and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. Ramesh Sharma, Advocate
for the petitioners.

Mr. Yogesh Gupta, A.A.G, Punjab.

SURINDER GUPTA, J.(Oral)

The petitioners have filed this petition under Section 482 Code of Criminal Procedure (for short, 'Cr.P.C.') seeking quashing of FIR No. 89 dated 16.12.2014 (Annexure P-1) along with all consequential proceedings arising therefrom, registered for offences punishable under Sections 406/420/465/468/471/120-B of Indian Penal Code (for short 'IPC') at Police Station Rureke Kalan, District Barnala on the basis of the compromise (Annexure P-2).

As per case of the prosecution, Bhupender Kumar and other accused including the petitioners cheated the complainant of a sum of ₹ 20 lakhs by forming a company and alluring him by giving offer to double his money and to provide private job.

Learned counsel for the petitioners submits that the matter has since been settled vide compromise, copy of which has been placed on file

as Annexure P- 2.

Learned State counsel has also not disputed compromise (Annexure P-2).

In order to verify the veracity and genuineness of the settlement between the parties, they were directed to appear before the trial court and get their statements recorded. The trial court has sent its report dated 05.10.2016 stating therein that the compromise has been effected between the complainant and the accused which appears to be voluntary in nature and without any pressure or influence.

Keeping all the above facts in view, I am of the considered opinion that it is a fit case in which the impugned FIR should be quashed. Keeping the case pending will not serve the ends of justice. The quashing of the FIR will provide the parties to this petition an opportunity to live in an amicable, peaceful and harmonious atmosphere which is not only in the interest of the parties but also for their families and ultimately the society at large.

For the reasons as discussed above, the instant petition is allowed and the impugned FIR (Annexure P-1) along with all consequential proceedings arising therefrom, qua petitioners, is quashed.

March 14, 2017
Jyoti-II

(SURINDER GUPTA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No