

## IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-28625 of 2017  
DATE OF DECISION:30.08.2017

Karambir and others

... Petitioner(s)

V.

State of Haryana and another

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Jitender Dhanda, Advocate  
for the petitioners.

Mr. Karan Sharma, Assistant Advocate General, Haryana.

Ms. Suman Sagar, Advocate for respondent No.2.

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ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking quashing of criminal complaint No.1051-I of 2006, under Sections 419/420/467/468/471/477/120-B of the IPC titled as, "Charan Jeet Vs. Karambir" and all consequential proceedings arising out of judgment and order of sentence dated 06.03.2017/07.03.2017 passed by Judicial Magistrate Ist Class, Hisar, on the basis of compromise arrived at between the parties.

Learned counsel for the petitioners contends that the complaint is the outcome of a monetary dispute between the parties, which has now been resolved and the matter has been compromised. He has placed reliance upon a judgment of the Supreme Court in the case of **Jayrajsinh Digvijaysinh Rana Vs. State of Gujarat and another**, 2012(12) SCC 401 wherein FIR under Sections 467, 468, 471, 420 and 120 B of IPC was quashed.

This Court vide order dated 08.08.2017 had directed the parties to appear before the trial Court to record the statements of the parties with regard to genuineness of the compromise and send a report to this Court. The report of JMIC, Hisar dated

21.08.2017 has been received, wherein it is stated that in pursuance to the order of this Court, the statements of the parties were recorded which indicates that the compromise is genuine, without any coercion or undue influence.

Learned counsel for the petitioners has also placed reliance upon a judgment of Single Bench of this Court in CRM-M. No.16531 of 2016, titled **Sukhdev Singh and others Vs. State of Punjab and another**, decided on 02.09.2016 and judgment of a Division Bench of this Court in the case of **Sube Singh and another Vs. State of Haryana and another**, 2013(4) RCR (Criminal) 102, wherein it has been held that this Court under Section 482 of the Cr.P.C. is empowered to quash criminal proceedings at any stage including the pendency of appeal to secure the ends of justice.

The instant FIR is outcome of a monetary dispute between the parties which has now been resolved with the intervention of the respectables. It would be in the interest of justice if the criminal complaint and all consequential proceedings arising therefrom including order of conviction are set aside to enable the parties to live in peace and harmony.

Consequently, the petition is allowed and criminal complaint No.1051-I of 2006, under Sections 419, 420, 467, 468, 471, 477, 120-B of the IPC titled as Charan Jeet Vs. Karambir is quashed qua the petitioners and conviction and order of sentence dated 06.03.2017/07.03.2017 passed by Judicial Magistrate Ist Class, Hisar is set aside. The appeal preferred by the petitioners against the aforesaid judgment and order is rendered infructuous and shall be declared so by the first Appellate Court.

30.08.2017  
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(ANUPINDER SINGH GREWAL)  
JUDGE

Whether speaking/reasoned : Yes / No  
Whether reportable : Yes / No