

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

258

CRM-M-37948 of 2016

Date of Decision: March 27, 2017

Swaran Singh and another

....Petitioners

vs.

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Vivek Sharma Vashisht, Advocate for
Mr. Gurcharan Dass, Advocate
for the petitioners.

Mr. P.S. Madahar, AAG, Punjab.

TEJINDER SINGH DHINDSA, J. (Oral)

The instant petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.30 dated 29.01.2008, under Sections 420, 467, 468, 471 and 120-B IPC, registered at Police Station Basti Jodhewal, Ludhiana (now Police Station Meharban, Ludhiana).

Since quashing of FIR was sought on the basis of compromise, this Court on 07.12.2016, had directed the parties to appear before the trial Court/Illaq Magistrate on 19.12.2016 for getting their statements recorded in respect of compromise. Veracity report was also called for.

Placed on record is a report dated 25.01.2017 of the learned Additional Chief Judicial Magistrate, Ludhiana and a perusal of the same would reveal that statements of the

complainant as also the accused persons namely Swaran Singh and Mangat Ram (petitioners herein) have been duly recorded and it has been opined that the compromise has been effected voluntarily and without any pressure or coercion.

Briefly it may be noticed that the FIR has been registered at the instance of the complainant-Kasturi Lal on the allegations that Mangat Ram (petitioner no.2 herein) had executed the fictitious sale deed pertaining to his plot measuring 1000 square meters. Allegation against Swaran Singh (petitioner No.1) are that he had executed the forged and fabricated documents.

Learned counsel appearing for the petitioners would submit that a compromise has since been arrived between the parties as the possession of the plot in dispute is with the complainant namely Kasturi Lal.

In view of the discussion above, FIR No.30 dated 29.01.2008, under Sections 420, 467, 468, 471 and 120-B IPC, registered at Police Station Basti Jodhewal, Ludhiana (now Police Station Meharban, Ludhiana) and all proceedings emanating therefrom qua the petitioners are quashed.

Petition is allowed.

(TEJINDER SINGH DHINDSA)
JUDGE

27.03.2017
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Whether speaking/reasoned : Yes
Whether reportable : No