

CRM-M-46125-2016 (O&M)

[1]

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

(Sr. No.129+264)

CRM-M-46125-2016 (O&M)
Date of Decision:-April 26, 2017

Harshdeep Madaan @ Harshdeep Singh Madan

.....Petitioner

V/S

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present : Mr. Amit Babbar, Advocate, for the petitioner.

Mr. D.S. Virk, DAG Punjab.

Mr. Gaurav Partap Singh Pathania, Advocate,
for respondent No.2-complainant.

A.B. Chaudhari, J. (Oral)

CRM-13406-2017

Application is allowed subject to all just exceptions and documents Annexure P-4 (Colly) and Annexure P-5 are taken on record.

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Heard learned counsel for the rival parties.

The petitioner has filed the present petition under Section 482 of Cr.P.C. for quashing of FIR No.31 dated 29.04.2015 registered under Sections 420, 408, 465, 467, 468, 471 and 120-B of Indian Penal Code, 1860, at Police Station Division No.6, Jalandhar, District Jalandhar and all subsequent proceedings arising out of the same on the basis of compromise dated 16.11.2016 (Annuxure P-2).

Learned counsel for the petitioner as well as counsel for the complainant state that the compromise has been arrived at between the parties. This Court had made an order dated February 14, 2017 directing the

trial Court/Illaqa Magistrate to record the statements, in view of the compromise effected between the parties and verify that whether the same is genuine or not. It is also directed by the aforesaid order that the petitioner would make the balance payment to the complainant and shall also deposit compensatory costs in the sum of ₹1,00,000/- with the office of SSP, Jalandhar, which shall be forfeited to the State government, before the quashment of the FIR.

Now, there is a report received from the District and Sessions Judge, Jalandhar showing that the statements of the parties have been recorded and compromise that has been arrived at between the parties is genuine and without any pressure, coercion or undue influence and the balance amount has been paid by the petitioner to the complainant and the compensatory costs as ordered by this Court vide order dated February 14, 2017 has also been deposited. Since, there is compliance of order dated February 14, 2017 and looking to the nature of the offences registered in the FIR, I think, parties be allowed to compound/compromise the offences in order to leave in peace and harmony.

In that view of the matter, FIR No.31 dated 29.04.2015 registered under Sections 420, 408, 465, 467, 468, 471 and 120-B of Indian Penal Code, 1860, at Police Station Division No.6, Jalandhar, District Jalandhar is quashed by way of compounding/compromise along with all consequential proceedings arising therefrom.

Disposed of.

(A.B. Chaudhari)
Judge

April 26, 2017

Pankaj

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No