

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

CRM-M-8941 of 2016

Date of Decision: July 11,2017

Anand Singh

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. R.D. Yadav, Advocate
for the petitioner.

Mr. Arun Kumar, Assistant Advocate
General, Haryana

Ms. Bhavna Grewal, Advocate
for Mr. S.K. Yadav, Advocate
for respondent No.2.

ARVIND SINGH SANGWAN, J.

Petitioner-Anand Singh has filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.121 dated 06.04.2010, under Sections 406, 418, 420 and 468 of the Indian Penal Code, 1860 ('IPC' for short), registered at Police Station Model Town, Rewari, District Rewari on the basis of compromise (Annexure P2).

As per the averments made in the FIR (Annexure P1) petitioner had taken the money from the complainant and cheated him.

Vide order dated 14.03.2016, this Court has directed the trial Court to record the statements of the parties and to report about the validity of the compromise.

The trial Court has submitted the report dated 28.03.2016. As per the report, respondent No.2 – Bhawani Singh along with Anand Singh had appeared on 28.03.2016 and both of them have made a statement that they have compromised the matter and have no objection if the FIR No.121 dated 06.04.2010 is quashed. It is also stated by the complainant – respondent No.2 that the petitioner belongs to his village and he has no ill will towards him.

Perusal of allegations in the FIR reveals that the present case squarely falls in the category of cases that can be quashed by the High Court, in exercise of its inherent power under Section 482 of the Code. Keeping in view authoritative enunciation of law laid down by Hon'ble the Supreme Court of India in **“Gian Singh vs State of Punjab and another”**, 2012(4) R.C.R. (Criminal) 543 and in the light of facts and circumstances of the present case, this Court is of the considered opinion that continuation of criminal proceedings would amount to abuse of process of law and it is expedient in the interest of justice that criminal proceedings are put to an end.

Since the parties have arrived at a compromise and have decided to live in peace, no useful purpose would

be served in allowing the criminal proceedings to continue.

Accordingly, this petition is allowed. FIR No.121 dated 06.04.2010, under Sections 406, 418, 420 and 468 IPC, registered at Police Station Model Town, Rewari, District Rewari and all the consequential proceedings, arising therefrom, are ordered to be quashed qua the petitioner – Anand Singh.

(ARVIND SINGH SANGWAN)
JUDGE

July 11, 2017
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Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No