

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

**CRM NO. M-8893 OF 2017
DECIDED ON : 10.10.2017**

Swaran Singh

...Petitioner

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. B. D. Sharma, Advocate,
for the petitioner.

Ms. Seena Mand, DAG, Punjab.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking quashing of FIR No.300 dated 05.11.2013 under Sections 420/467/468/471 IPC registered at Police Station City Tarn Taran, District Tarn Taran(Annexure P-1), on the basis of compromise dated 08.03.2017 (Annexure P-2) arrived at between the parties.

Learned counsel for the petitioner contends that FIR is an offshoot of a monetary dispute pertaining to sale/purchase of an agricultural land and the matter has been compromised.

A co-ordinate Bench of this Court, vide order dated 23.03.2017 had directed the parties to appear before the Illaqua Magistrate/trial Court for recording their statements with regard to veracity of compromise. The Judicial Magistrate Ist Class, Tarn Taran sent her report dated 06.04.2017. A co-ordinate Bench of this Court vide order dated 26.05.2017 had observed that the said report was not in terms of the order dated 23.03.2017 and fresh report along with comments of the officer was sought.

A fresh report dated 26.07.2017 of Additional Civil Judge(Senior Division), Tarn Taran was received which was also not in consonance of the order passed by this Court. The trial Court was again directed to furnish its report with regard to veracity of the compromise after duly recording the statements of the parties.

Report dated 17.08.2017 of Additional Civil Judge (Senior Division), Tarn Taran has been received wherein it is stated that in pursuance to previous orders of this Court, statements of parties were recorded. As per the statements, compromise has been effected without any fear or undue influence.

The FIR is an offshoot of a monetary dispute pertaining to sale/purchase of an agricultural land and the matter has been compromised.

In view of the law laid down in "**Narinder Singh Vs. State of Punjab**" 2014 (6) SCC 466, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.300 dated 05.11.2013 under Sections 420/467/468/471 IPC registered at Police Station City Tarn Taran, District Tarn Taran and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners only.

(ANUPINDER SINGH GREWAL)
JUDGE

OCTOBER 10, 2017
shalini

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