

293 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No.14083 of 2018
Date of Decision: 18.05.2018

Amitabh Chaudhry

..... Petitioner

Versus

State of Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Mansur Ali, Advocate,
with Mr. Prabhjit Jauhar, Advocate
with Mr. Nippun Sharma, Advocate
for the petitioner.

Mr. Davinder Bir Singh, Deputy Advocate General, Punjab,
for respondent No.1.

Mr. Shiv K. Sharma, Advocate
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is accused in F.I.R. No.145, dated 01.03.2017, under Sections 406, 420, 467, 468 and 471 of the Indian Penal Code, registered at Police Station Sushant Lok, Gurugram District Gurugram, (Annexure P-1), has prayed for quashing of F.I.R. with all subsequent proceedings on the basis of compromise.

[2]. With the intervention of respectables and elderly people of the society, the complainant/respondent No.2 and accused have arrived at amicable settlement vide Compromise (Annexure P-2), which is duly signed by them. The matter was referred to the Court below for recording of

statements of the parties and to report with respect to genuineness of the compromise arrived at between the parties. The Judicial Magistrate Ist Class, Gurugram, vide report dated 26.04.2018, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondent No.2 is represented by his counsel who does not have any objection to the quashing of FIR.

[4]. In view of the report of the Judicial Magistrate Ist Class, Dera Bassi, and in view of the decision of the Hon'ble Supreme Court in “Gian Singh Vs. State of Punjab and another”, 2012(4) RCR (Criminal) 543 and “Narinder Singh and Others Vs. State of Punjab and Another”, (2014) 6 SCC 466, this Court is of the opinion that no useful purpose can be served by keeping with the criminal proceedings pending, since the complainant has himself compromised the dispute with the petitioner/accused person.

[5]. In the circumstances, the present petition is allowed. F.I.R. No.145, dated 01.03.2017, under Sections 406, 420, 467, 468 and 471 of the Indian Penal Code, registered at Police Station Sushant Lok, Gurugram, District Gurugram, (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioner.

18.05.2018
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(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/ reasoned : Yes/ No

2. Whether reportable : Yes/ No