

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-15176-2018 (O&M)
Date of Decision:-19.07.2018.

Sandeep Dahiya @ Sandeep Kumar @ Dahiya

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present: Mr. Manjeet Singh, Advocate for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. Ranvijay Singh, Advocate for respondent No.2.

P.B. BAJANTHRI, J. (Oral)

In the instant petition, petitioner is seeking quashing of Case FIR No.117 dated 31.08.2013 under Sections 420/506/120-B IPC, registered at Police Station Shimla Puri, District Ludhiana (Annexure P-1) and all the subsequent proceedings arising therefrom on the basis of compromise dated 28.03.2018 (Annexure P-4).

2.) Learned counsel for the petitioner and respondent No.2 submitted that FIR is a result of some misunderstanding with regard to money transaction. Now with the intervention of relatives and friends, parties have amicably settled their dispute and entered into compromise which has been recorded before the Trial Court.

to appear before the Trial Court/Illaq Magistrate on 06.05.2018 for recording their statements with regard to veracity of the compromise. The Judicial Magistrate Ist Class (Duty), Ludhiana has sent his report dated 29.05.2018 wherein it is stated that in pursuance to the order of this Court, statements of the parties were recorded. As per the statements, compromise has been effected without any fear or undue influence.

4.) 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; FIR No.117 dated 31.08.2013 under Sections 420/506/120-B IPC, registered at Police Station Shimla Puri, District Ludhiana (Annexure P-1) and all the subsequent proceedings arising therefrom on the basis of compromise dated 28.03.2018 (Annexure P-4), are hereby quashed qua the petitioner subject to payment of litigation cost to the State of Punjab a sum of ₹ 5,000/- by the petitioner. Cost be remitted in the Treasury, State of Punjab within a period of 3 months from today.

(P.B. BAJANTHRI)
JUDGE

July 19, 2018.

sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.