

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-24745-2017 (O&M)

Date of Decision:-20.07.2018.

Narinder Singh

.....Petitioner

Versus

The State of Punjab and another

.....Respondents

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

Present: Mr. J.S. Jaidka, Advocate for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

Ms. Shikha, Advocate for

Mr. Naresh Kalia, Advocate for respondent No.2.

P.B. BAJANTHRI, J. (Oral)

In the instant petition, petitioner is seeking quashing of Case FIR No.129 dated 7.12.2010 under Sections 420 IPC, registered at Police Station City Rajasansi, District Amritsar and all the subsequent proceedings arising therefrom on the basis of compromise dated 15.05.2017 (Annexure P-1).

2.) Learned counsel for the petitioner and respondent No.2 submitted that FIR is a result of some misunderstanding with regard to money transaction among the parties. 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.

3.) This Court vide order dated 14.07.2017 had directed the parties to appear before the Trial Court/Illaqa Magistrate on 17.08.2017 for recording their statements with regard to veracity of the compromise. The Sub-Divisional Judicial Magistrate, Ajnala has sent his report dated 25.09.2017 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.129 dated 7.12.2010 under Sections 420 IPC, registered at Police Station City Rajasansi, District Amritsar and all the subsequent proceedings arising therefrom on the basis of compromise dated 15.05.2017 (Annexure P-1), are hereby quashed qua the petitioner subject to payment of litigation cost to the State of Punjab a sum of ₹ 3,000/- 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 20, 2018.
sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.