

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

269

**CRM-M-33080-2018 (O&M)  
Decided on : 27.09.2018**

Vishal Marwaha

...Petitioner

Versus

The State of Punjab and another

. ..Respondents

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

Present : Mr. Kamal Chaudhary, Advocate for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

Ms. Meenu Jajoria, Advocate for respondent No. 2.

**P.B.BAJANTHRI, J. (ORAL)**

In the instant petition, petitioner is seeking quashing of FIR No.15 dated 01.02.2018 under Sections 420, 120-B IPC registered at Police Station Khamano, District Fatehgarh Sahib and consequential proceedings arising therefrom on the basis of compromise dated 27.04.2018 (Annexure P-2) arrived at between the parties.

2. Learned counsel for the petitioner contended that present FIR is an outcome of some misunderstanding between the parties. Now the matter has been resolved and sought for quashing of FIR in view of compromise.

3. This Court by the order dated 02.08.2018 had directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements with regard to veracity of the compromise. The Sub-Divisional Judicial Magistrate, Khamanon has sent his report dated 13.09.2018 wherein it is stated that in pursuance to the order of this Court, statements of

the parties were recorded and compromise has been effected without any fear or undue influence.

4. In view of the law laid down in “*Anita Maria Dias and another versus State of Maharashtra and another*” (2018) 3 SCC 290, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.15 dated 01.02.2018 under Sections 420, 120-B IPC registered at Police Station Khamano, District Fatehgarh Sahib and all consequential proceedings arising therefrom, are hereby quashed qua the petitioner only subject to payment of litigation cost of Rs.5000/- by the petitioner to State of Punjab. Cost shall be remitted in the State Treasury, District Fatehgarh Sahib within a period of 3 months from today.

( P.B. BAJANTHRI )  
JUDGE

27.09.2018

pooja saini

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No