

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

264

**CRM-M-38204-2018 (O&M)
Decided on : 11.10.2018**

Mukhtiar Singh and others

...Petitioners

Versus

State of Punjab and others

. ..Respondents

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

Present : Mr. Avtar Singh, Advocate for
Mr. Vikasdeep Singh, Advocate for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. Nagar Singh, Advocate for
Mr. Vikas Gupta, Advocate for respondents No.2.

P.B.BAJANTHRI, J. (ORAL)

In the instant petition, petitioners are seeking quashing of FIR No.144 dated 30.05.2017 under Sections 379 IPC, registered at Police Station Sultanpur Lodhi, District Kapurthala and consequential proceedings arising therefrom on the basis of compromise dated 20.08.2018 (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 vide order dated 04.09.2018 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, Sultanpur Lodhi has sent his report dated 26.09.2018

wherein it is stated that in pursuance to the order of this Court, statements of the parties were recorded and compromise appears to be genuine.

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 would be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.144 dated 30.05.2017 under Sections 379 IPC, registered at Police Station Sultanpur Lodhi, District Kapurthala and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners subject to payment of litigation cost of Rs.3000/- by each of the petitioners to State of Punjab. Cost shall be remitted in the District Treasury, District Tarn Taran, State of Punjab within a period of 3 months from today.

(P.B. BAJANTHRI)
JUDGE

11.10.2018

pooja saini

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No