

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-38042-2017 (O&M)
Date of Decision:-20.07.2018.

Anil Panday and another and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

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

Present: Mr. R.K. Bajaj, Advocate for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

P.B. BAJANTHRI, J. (Oral)

In the instant petition, petitioners are seeking quashing of Case FIR No.0029 dated 12.04.2017 under Sections 420/120-B IPC, registered at Police Station Tallewal, District Barnala (Annexure P-1) and all the subsequent proceedings arising therefrom on the basis of compromise dated 27.05.2017 (Annexure P-2).

2.) Learned counsel for the petitioners submitted that FIR is a result of some misunderstanding with regard to money transaction among 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 20.03.2018 had directed the parties

to appear before the Trial Court/Illaq Magistrate on 03.04.2018 for

recording their statements with regard to veracity of the compromise. The Judicial Magistrate Ist Class, Barnala has sent his report dated 20.04.2018 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.0029 dated 12.04.2017 under Sections 420/120-B IPC, registered at Police Station Tallewal, District Barnala (Annexure P-1) and all the subsequent proceedings arising therefrom on the basis of compromise dated 27.05.2017 (Anexure P-2) are hereby quashed subject to payment of litigation cost to the State of Punjab a sum of ₹ 3,000/- by each of 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.