

CRM No. M-46711 of 2017

1

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

**CRM No. M-46711 of 2017
Decided on : 30.05.2018**

Gurjit Singh

...Petitioner

versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. S.P.S. Aulakh, Advocate for
Mr. Sukhtej Singh Sandhu, Advocate for the petitioner.

Mr. Sidakmeet Sandhu, Assistant Advocate General, Punjab.

Mr. K.S. Brar, Advocate for respondent No. 2.

Anupinder Singh Grewal, J.(Oral)

The petitioner is seeking quashing of Complaint No. 91 of 26.10.2015, under Sections 420, 465, 467, 468, 471, 120-B IPC (Annexure P-1) as well as summoning order dated 13.06.2017 passed by Judicial Magistrate Ist Class, Dhuri, (Annexure P-2), and all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P-3), which has been arrived at between the parties.

Learned counsel for the petitioner contends that the complaint is an outcome of a monetary dispute with regard to sale/purchase of property, which has now been resolved and the matter has been compromised.

Vide order dated 07.12.2017 a Co-ordinate Bench of this Court

had directed the parties to appear before the trial Court/Illaq Magistrate for recording their statements with regard to veracity of the compromise. Report of Judicial Magistrate Ist Class, Dhuri, dated 10.01.2018 has been received, wherein it is stated that in pursuance to the order of this Court, statements of the parties were recorded. As per the statements, compromise is voluntary and without any pressure or coercion.

The complaint is stated to be an outcome of monetary dispute, which has now been resolved and the matter has been compromised.

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. Summoning order dated 13.06.2017 passed by Judicial Magistrate Ist Class, Dhuri, (Annexure P-2) is hereby set-aside and Complaint No. 91 of 26.10.2015, under Sections 420, 465, 467, 468, 471, 120-B IPC (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed qua the petitioner only.

May 30, 2018
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(ANUPINDER SINGH GREWAL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No