

IN THE PUNJAB & HARYANA HIGH COURT AT CHANDIGARH

CRM-M-47205-2017

Date of decision : 08.03.2018

Sunil Kumar

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr.Sukhdeep Singh Bhinder, Advocate
for the petitioner.

Mr.J.S.Walia, Sr.DAG, Punjab.

Mr.Satinder Singh, Advocate
for Mr. Yagyaang Singh, Advocate
for respondent no.2.

AMOL RATTAN SINGH, J.(ORAL)

By this petition, FIR No.172 dated 22.06.2017, registered against the petitioner at Police Station City Barnala, for the alleged commission of offences punishable under Sections 420, 467, 468, 471, 120-B of the IPC, is sought to be quashed, on the basis of a compromise arrived at between the petitioner (accused) and respondent no. 2, i.e. the complainant. A copy of the deed of compromise has been annexed as Annexure P-2 with the petition.

Pursuant to the order of this Court dated December 13, 2017, the report of the learned Chief Judicial Magistrate, Barnala, has been received, stating therein that the complainant, (respondent no.2) Babu Singh, as also the petitioner, Sunil Kumar, appeared before that Court on 23.01.2018 and recorded their statements in respect of the compromise

reached between them, with the statements having been annexed with the report.

As per the assessment of the learned Magistrate, the compromise effected between the parties is voluntary, without any coercion or undue influence.

Learned counsel appearing for respondent no.2 does not deny the factum of the compromise, with learned State counsel also not having received any instructions with regard to any other criminal cases of like nature registered against the petitioner.

Consequently, the petition is allowed and FIR No.172 dated 22.06.2017, registered against the petitioner at Police Station City Barnala, for the alleged commission of offences punishable under Sections 420, 467, 468, 471, 120-B of the IPC, along with all proceedings emanating therefrom, is hereby quashed.

(AMOL RATTAN SINGH)
JUDGE

March 08, 2018.

Davinder Kumar/dinesh

Whether speaking / reasoned

Yes/No

Whether reportable

Yes/No