

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

CRM-M-48007-2017

Date of decision:- 06.03.2018

Aatish Aggarwal

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU

Present: Ms. Alisha Soni, Advocate
for the petitioner.

Mr. Tanvir Joshi, AAG, Punjab.

Ms. Bhavna Grewal, Advocate
for respondent No.2.

MAHABIR SINGH SINDHU, J. (ORAL)

Present petition is filed praying for quashing FIR No.274 dated 25.09.2017, under Sections 406, 420, 457, 380 and 506 IPC, registered at Police Station Dakha, District Ludhiana, on the basis of compromise entered into between the parties.

2. Heard.

3. Both the parties were directed by this Court vide order dated 15.12.2017 to appear before the learned trial Court/Illaq Magistrate and get their statements recorded and in pursuance thereof, learned Judicial Magistrate 1st Class, Ludhiana, recorded the statements of both the parties

and submitted a report dated 17.01.2018. A perusal of the report reveals that the compromise entered into between the parties is without any pressure or coercion. Even as on today the parties are not disputing the factum of compromise arrived at between them.

4. No objection has been raised by the learned State counsel on a specific query put to him by the Court with regard to quashing of the FIR as well as all other consequential proceedings on the basis of the compromise effected between the parties in this case.

5. Inasmuch as the dispute between the parties has been amicably settled and they have already entered into compromise, and the fact that no objection has been raised by the State, continuance of the prosecution would be an exercise in futility. Therefore, the aforesaid FIR and all consequent proceedings resulting therefrom, qua petitioner, are quashed.

6. Petition is allowed.

(MAHABIR SINGH SINDHU)
JUDGE

March 06, 2018
naresh.k

Whether reportable?	Yes
Whether reasoned/speaking?	Yes