

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

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**CRM-M-49495-2017 (O&M)
Decided on : 25.09.2018**

Vikramjit @ Vikram Kumar

...Petitioner

Versus

State of Punjab and another

. ..Respondents

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

Present : Mr.S.K.Choudhary, Advocate for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

P.B.BAJANTHRI, J. (ORAL)

In the instant petition, petitioner is seeking quashing of FIR No.41 dated 14.04.2016 under Section 420 IPC registered at Police Station Division No. 2, District Pathankot and consequential proceedings arising therefrom on the basis of compromise dated 29.04.2017 (Annexure P-2) arrived at between the parties.

2. Learned counsel for the petitioners contended that present FIR is an outcome of misunderstanding between the parties. Now the matter has been resolved and sought for quashing of FIR in view of compromise.

3. This Court by the order dated 22.12.2017 had directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements with regard to veracity of the compromise. The Judicial Magistrate Ist Class, Pathankot has sent her report dated 20.01.2018 wherein it is stated that in pursuance to the order of this Court, statements of the parties were recorded and compromise has been effected without any

fear or undue influence.

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 will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.41 dated 14.04.2016 under Section 420 IPC registered at Police Station Division No. 2, District Pathankot and all consequential proceedings arising therefrom, are hereby quashed qua the petitioner subject to payment of litigation cost of Rs.5000/- by the petitioner to State of Punjab. Cost shall be remitted in the State Treasury, Pathankot within a period of 3 months from today.

(P.B. BAJANTHRI)
JUDGE

25.09.2018

pooja saini

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No