

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-4251-2019 (O&M)

Date of Decision:- 9.5.2019

Rakesh Kumar @ Rakesh Maingi ... Petitioner

Versus

State of Punjab and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Sanjeev Patiyal, Advocate, for the petitioner.

Mr. Randhir Singh Thind, DAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

1. The present petition has been filed for quashing of FIR No.56, dated 16.10.2016, registered at Police Station Mulanpur, SAS, Nagar (Mohali), under Sections 420, 406 IPC, and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 30.1.2019 the parties had been directed to appear before the trial Court so as to get the statements recorded.
3. Report of learned Judicial Magistrate 1st Class, Kharar, has been received wherein it has been reported that statement of complainant Narinder Kumar as well as of petitioner/accused Rakesh Kumar @

Rakesh Maingi, have been recorded to the effect that they have entered into a compromise with the intervention of respectables. The complainant has specifically stated that the matter has been compromised and he does not want to pursue with the matter. Learned Judicial Magistrate 1st Class, Kharar, opined that compromise appears to have been made voluntarily and is genuine.

4. In view of the aforesaid report and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the petition is allowed and FIR No.56, dated 16.10.2016, registered at Police Station Mulanpur, SAS, Nagar (Mohali), under Sections 420, 406 IPC, and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

May 9, 2019
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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned	Yes / No
Whether Reportable	Yes / No