

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

**Crl. Misc. No. M-24180 of 2019 (O&M)
Date of decision: September 19, 2019**

Anand Kumar

.. Petitioner

Versus

State of Haryana and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. Jagdeep Singh, Advocate for
Mr. Baljeet Beniwal, Advocate
for the petitioner.

Mr. Raj Kumar Makkar, Sr. D.A.G., Haryana.

SURINDER GUPTA, J.(Oral)

The petitioner has filed this petition under Section 482 Code of Criminal Procedure (for short, 'Cr.P.C.') seeking quashing of FIR No.248 dated 08.12.2018 (Annexure P-1) along with all consequential proceedings arising therefrom, registered for offences punishable under Sections 406, 420 of Indian Penal Code (for short 'IPC') at Police Station Tigaon, District Faridabad on the basis of the compromise (Annexure P-2).

As per case of the prosecution, the petitioner had agreed to sell his plot measuring about 1000 sq. yard for ₹60 lakhs and another plot measuring 150 sq. yard for ₹9 lakh to the private respondent. On 16.08.2018, when the private respondent went to the spot he found that the plot agreed to be sold to him had already been sold to different persons by the petitioner.

Learned counsel for the petitioner submits that the matter has

placed on file as Annexure P-2.

Learned counsel for respondent No.2-complainant endorses the submission of learned counsel for the petitioner and has no objection if the impugned FIR (Annexure P-1) is quashed.

Learned State counsel has also not disputed compromise (Annexure P-2).

In order to verify the veracity and genuineness of the settlement between the parties, they were directed to appear before the trial court and get their statements recorded. The trial court has sent its report dated 26.07.2019 stating therein that the compromise has been effected between the complainant and the accused which appears to be voluntary in nature and without any pressure or influence.

Keeping all the above facts in view, I am of the considered opinion that it is a fit case in which the impugned FIR should be quashed. Keeping the case pending will not serve the ends of justice. The quashing of the FIR will provide the parties to this petition an opportunity to live in an amicable, peaceful and harmonious atmosphere which is not only in the interest of the parties but also for their families and ultimately the society at large.

For the reasons as discussed above, the instant petition is allowed and FIR No.248 dated 08.12.2018 at Police Station Tigaon, District Faridabad (Annexure P-1) along with all consequential proceedings arising therefrom, qua petitioner, is quashed.

September 19, 2019

Jyoti-II

(SURINDER GUPTA)
JUDGE