

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

CRM-M-15841-2018 (O&M)

Date of decision : 20.08.2019

Yadwinder Singh and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. A.K. Jain, Advocate for the petitioners.

Mr. Bhupender Beniwal, AAG, Punjab.

Mr. Munfaid Khan, Advocate for respondent No.2

Mr. Samir Rathaur, Advocate for respondent No.3.

Mr. Anupam Bhardwaj, Advocate for respondent Nos.4 and 5.

ANIL KSHETARPAL, J. (ORAL)

Quashing of FIR No.415 dated 22.08.2017 registered under Sections 420, 467, 468, 471, 120-B of the Indian Penal Code at Police Station Civil Lines Amritsar, District Amritsar has been sought on the basis of compromise.

State in its reply has pointed out that accused has duped various persons and only one FIR was registered. Reference in this regard has been made to para Nos.4 and 5 of the affidavit, which are reproduced as under:-

“4. That it is submitted that the complainant Dr. Gurdial Singh (respondent No.2) in addition to his own, had invested amount in the company of the petitioners in the name of his daughter Ramneet Kaur (Rs.20,10,00/-), wife Harmit Kaur (Rs.10,000/-), son Gursimran Singh (Rs.10,000/-), brother Harpal Singh (Rs.10,000/-), nephew Shiv Karan Singh

(Rs.10,000/-), niece Anu Bala (Rs.20,000/-) and Rs.5,00,000/- of his known lady Smt. Kamini Saini s/o Rajesh Saini R/o H.No.281/7, lane No.9, Judge Nagar, Jaura Fatak, Amritsar. The accused/petitioners had issued fake Policy Certificates No.1051, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063 in the name of the above investors with respect to the amount invested on their behalf.

5. *That it is submitted that as such all the aforesaid investors, (1) Gurdial Singh (respondent no.2), (2) Ramneet Kaur D/o Gurdial Singh (respondent no.2), (3) Harmit Kaur wife of Gurdial Singh (respondent no.2), (4) Gursimran Singh son of Gurdial Singh (respondent No.2), (5) Harpal Singh brother of Gurdial Singh (respondent no.2), (6) Shiv Karan Singh nephew of Gurdial Singh (respondent no.2), (7) Anu Bala niece of Gurdial Singh (respondent no.2) and (8) Kamini Saini w/o Rajesh Saini become victims in the present case.”*

Learned counsels for respondent Nos.3 to 5 have also disputed the settlement.

Learned counsel for the petitioners submits that compromise has been arrived at qua respondent No.2, who has suffered statement to that effect.

Be that as it may, once it has come on record that petitioners have allegedly duped various persons as referred to in para 5 of the affidavit, which has been extracted above, this Court does not find any good ground to quash the FIR.

Accordingly, the present petition is dismissed.

20.08.2019

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No