

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

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CRM-M-11852-2019 (O&M)

Date of Decision: 21.01.2020

Inderjit Singh Kang

... Petitioner

vs.

State of Punjab and Another

.. Respondents

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. Arpan Sabharwal, Advocate, for the petitioner.

Mr. Rajesh Bhardwaj, Sr. Deputy Advocate General, Punjab.

Mr. Bhanu Pratap Singh, Advocate, for respondent No.2.

VIVEK PURI, J.(ORAL)

CRM-37916-2019

In the present application, prayer has been made for addition of offences under Sections 467, 468 and 471 IPC as the same were inadvertently left out and were added later on after framing of charges.

For the reasons stated in the application, the same is allowed and the offences under Sections 467, 468 and 471 IPC be added in the head note of the petition as well as in the prayer clause.

Registry is directed to make necessary correction.

CRM-M-11852-2019

By invoking Section 482 of the Code of Criminal Procedure, the petitioner has prayed for quashing of FIR No.146 dated 27.06.2012, registered at Police Station Focal Point, Ludhiana.

Briefly, the allegations, as put forth in the aforesaid FIR, are to the effect that the petitioner being an employee of respondent No.2 has misappropriated the booking amount which was received from the customers.

It has been stated by learned counsel for the petitioner that at the earlier instance the persons, from whom the booking amount was received, were also impleaded as parties. Since they were not necessary parties, therefore, the petition qua them was dismissed as withdrawn. It has further been stated that the vehicles have already been delivered to the persons from whom the petitioner had received the amount and the dispute only remains *inter se* between the petitioner and respondent No.2.

Pursuant to order dated 15.03.2019, report has been received from Judicial Magistrate Ist Class, Ludhiana. According to this report, statements of the parties have been recorded and the compromise is genuine and has been arrived at without any pressure or coercion.

In view of said circumstances and following the Full Bench judgment of this Court in ***Kulwinder Singh and others Vs. State of Punjab and others 2007(3) R.C.R. (Criminal) 1052***, the present petition is allowed and FIR No.146 dated 27.06.2012, registered at Police Station Focal Point, Ludhiana and all the subsequent proceedings having arisen therefrom are hereby quashed qua the petitioner.

(VIVEK PURI)
JUDGE

21.01.2020
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Whether speaking/reasoned	: Yes/No
Whether Reportable	: Yes/No