

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

**CRM-M No.46174 of 2019
Date of Decision : 28.02.2020**

Jaswinder Kumar

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Amit Dhawan, Advocate
for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab
for respondent No.1/State.

Mr. B.S. Toor, Advocate
for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is the accused in F.I.R No.95, dated 19.04.2018, under Sections 406, 420 of the Indian Penal Code and Section 13 of the Travel Professional Regulations Act, 2014 registered at Police Station Nakodar Sadar, District Jalandhar (Annexure P-1), has prayed for quashing of F.I.R. with all subsequent proceedings pending therefrom, on the basis of compromise.

2. Now the complainant/respondent has arrived at a settlement with the accused/petitioner vide Compromise Deed (Annexure P-2), which is duly signed by him. The matter was referred to the Court below for recording of statements of the parties and to report with respect to genuineness of the compromise arrived at between the parties. The Ld. Sub

Divisional Judicial Magistrate, Nakodar, vide report dated 08.11.2019 has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

3. Respondents No. 2 is represented by his Counsel who does not dispute the factum of compromise.

4. In view of the report of the Ld. Sub Divisional Judicial Magistrate, Nakodar and in view of the decision of the Hon'ble Supreme Court in “Gian Singh Vs. State of Punjab and another”, 2012(4) RCR (Criminal) 543 and “Narinder Singh and Others Vs. State of Punjab and Another”, (2014) 6 SCC 466, this Court is of the opinion that no useful purpose can be served by keeping with the criminal proceedings pending, since the complainant has himself compromised the dispute with the petitioner/accused.

5. In the circumstances, the present petition is allowed. F.I.R No.95, dated 19.04.2018, under Sections 406, 420 of the Indian Penal Code and Section 13 of the Travel Professional Regulations Act, 2014 registered at Police Station Nakodar Sadar, District Jalandhar (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the petitioner.

February 28, 2020
Dpr

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No