

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

292

CRM-M-21245-2021

Date of decision : 20.12.2021

Malkit Singh @ Kala

... Petitioner

Versus

State of Haryana and another

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Ms. Vibha Nagar, Advocate for the petitioner.

Mr. Kirpal Singh Thakur, AAG, Haryana.

Mr. Rajiv Kumar Saini, Advocate for respondent No.2.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking quashing of FIR No.115 dated 19.07.2020, under Sections 406, 420, 467, 468, 471, 370, 120-B IPC and Section 10 of the Immigration Act, registered at Police Station Radaur, District Yamunanagar, on the basis of compromise dated 26.03.2021 (Annexure P-2), which has been arrived at between the parties.

Learned counsel for the petitioner contends that the FIR is outcome of a monetary dispute which has now been resolved and the matter has been compromised. He has referred to the copy of the compromise at Annexure P-2.

Learned counsel for respondent No.2 states that the matter has indeed been compromised.

This Court vide order dated 10.11.2021 had directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements

and send a report as to whether the compromise has been arrived at without any coercion or undue influence. The report of the Judicial Magistrate 1st Class, Yamuna Nagar dated 22.11.2021 has been received, wherein it is stated that in pursuance to the order of this Court, the statements of the parties were recorded which indicates that compromise which has been effected is genuine, voluntary and without undue influence.

The FIR is outcome of a monetary dispute between the petitioner and respondent No.2 which has now been resolved and the matter has been compromised. In view of the law laid down by the Supreme Court in the case of **Narinder Singh vs. State of Punjab 2014 (6) SCC 466**, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.115 dated 19.07.2020, under Sections 406, 420, 467, 468, 471, 370, 120-B IPC and Section 10 of the Immigration Act, registered at Police Station Radaur, District Yamunanagar and all subsequent proceedings arising therefrom are hereby quashed qua the petitioner.

(ANUPINDER SINGH GREWAL)
JUDGE

December 20, 2021
sonia gugnani

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