

**213-A IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-29468-2021

Date of Decision: 06.09.2021

Dalvir Kaur @ Sargi Mann

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

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CRM-M-21192-2021

Dalvir Kaur @ Sargi Mann

...Petitioner

vs.

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Prashant Bansal, Advocate,
for the petitioner.

Mr. Harpreet Singh Multani, A.A.G., Punjab.

Mr. Lakhwinder Singh Lakhanpal, Advocate,
for respondent no. 2.

AMOL RATTAN SINGH, J. (ORAL)

By this petition, the petitioner seeks quashing, on the basis of a compromise arrived at between the petitioner and respondent no. 2, of FIR no. 138, dated 20.11.2018, registered at Police Station Bassi Pathana, District Fatehgarh Sahib, for the alleged commission of offences punishable under the provisions of Sections 406/420 of the IPC, as also all other subsequent proceedings arising therefrom. A copy of the compromise deed has been annexed as Annexure P-2 with the petition.

Pursuant to the order of this court dated 29.07.2021, the report of the learned Chief Judicial Magistrate, Fatehgarh Sahib, dated 05.08.2021, has been received, stating to the effect that the statement of the complainant in the FIR, i.e. respondent no. 2 Jaswinder Singh, was recorded before that court, to the effect that he has entered into a compromise with the accused and that such compromise executed without pressure and on his own free will.

He also stated that he has received an amount of Rs. 75,000/-, with nothing further due from the petitioner.

A similar statement was also made by the petitioner-accused before that court.

The investigating officer submitted before that court that the original name of the petitioner is Sargi Mann and that she is the only accused and that the complainant was only the suffering party.

As per the assessment of that court, the compromise has been entered into of the free will of the parties, without any pressure or coercion.

An affidavit has also been filed in court today by learned State counsel, executed by the Deputy Superintendent of Police, Circle Bassi Pathanan, District Fatehgarh Sahib, dated 03.09.2021, stating to the effect that there is no other criminal case registered against the petitioner.

That being so, also looking at the nature of offences involved, with the matter having been amicably settled between the parties, the petition is allowed and FIR no. 138, dated 20.11.2018, registered at Police Station Bassi Pathana, District Fatehgarh Sahib, for the alleged commission of offences punishable under the provisions of Sections 406/420 of the IPC,

along with all proceedings emanating therefrom, is hereby quashed.

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By this petition, the petitioner seeks the concession of 'pre-arrest bail', upon FIR No. 138 having been registered at Police Station Bassi, Pathana, District Fatehgarh Sahib, on 20.11.2018, alleging therein the commission of offences punishable under the provisions of Sections 460/420 of the IPC.

The FIR in question already having been quashed hereinabove, this petition has been rendered infructuous and is disposed of as such.

September 06, 2021	(AMOL RATTAN SINGH)
nitin	JUDGE
Whether speaking/reasoned	Yes
Whether Reportable	No.