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

**CRM-M-36090-2021
Date of Decision:22.11.2021**

Akashdeep Singh

..Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present: Mr. Ankit Aggarwal, Advocate for
Mr. Sukhwinder Singh, Advocate
for the petitioner.

Mr. Tanvir Joshi, AAG, Punjab

Mr. Ashutosh Vig, Advocate
for respondent No.2-complainant.

SANT PARKASH, J.

Petitioner has approached this Court by way of instant petition under Section 482 of the Code of Criminal Procedure invoking its inherent jurisdiction for quashing of FIR No.0011 dated 20.03.2020 registered under Sections 406/420/120-B IPC at Police Station Punjab State Cyber Crime, SAS Nagar, Punjab as well as the consequential proceedings arising therefrom, on the basis of compromise (P-2).

The above-said FIR was registered on the allegations that the petitioner with the connivance of the bank officials after forging the complainant's signatures withdrew Rs.43,200/- in 17 different transactions through ATM. The petitioner and the complainant are co-villagers in the present case. The complainant used

to take help of the petitioner in withdrawing the amount through ATM Card. Now, with the intervention of the respectable persons, the matter has been amicably compromised between the parties and they have resolved their disputes and differences.

Keeping in view the fact that the parties have entered into a compromise, this Court vide orders dated 02.09.2021 had directed the parties to appear before the trial court/Illaq Magistrate for getting their statements recorded in support of the compromise. In pursuance of the aforesaid orders, a report has been received from Judicial Magistrate 1st Class, SAS Nagar at Flag-A stating therein that the compromise arrived at between the parties is without any pressure or coercion from any one and the same is genuine.

Learned State counsel and learned counsel appearing for the complainant admit the factum of compromise and submit that they have no objection to the quashing of the FIR.

I have heard learned counsel for the parties and have gone through the record.

After considering the nature of offences allegedly committed and the fact that both the parties have amicably settled their dispute, continuance of criminal prosecution would be an exercise in futility, as the chances of ultimate conviction are bleak.

Consequently, keeping in view the fact that the dispute has been amicably settled between the parties and in view of the law laid down by the Hon'ble Supreme Court in *Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466*, the present petition is allowed. Resultantly, FIR

No.0011 dated 20.03.2020 registered under Sections 406/420/120-B IPC at Police Station Punjab State Cyber Crime, SAS Nagar, Punjab as well as the consequential proceedings arising therefrom are quashed qua the petitioner.

22.11.2021
mks

(SANT PARKASH)
JUDGE

Whether Speaking/Reasoned: YES / NO
Whether Reportable: YES / NO