

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

266

CRM-M-41643-2021

Date of decision : 07.12.2021

Nitish Ghai

... Petitioner

Versus

State of Punjab and another

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Gagandeep Singh Virk, Advocate for the petitioner.

Mrs. Amarjit Kaur Khurana, DAG, Punjab.

Mr. Arjinder Singh Sidhu, Advocate for
Mr. Ajay Pal Singh, Advocate for respondent No.2.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking quashing of FIR No.215 dated 22.11.2019 under Section 420 IPC and Section 13 of the Punjab Travel Professionals (Regulation) Act, 2014, registered at Police Station Kotwali, District Kapurthala, on the basis of compromise dated 17.05.2021 (Annexure P-2), which has been arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is outcome of a monetary dispute which has now been resolved and the matter has been compromised. A copy of the compromise is annexed as Annexure P-2.

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

This Court vide order dated 06.10.2021 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, Kapurthala dated 12.11.2021 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 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.215 dated 22.11.2019 under Section 420 IPC and Section 13 of the Punjab Travel Professionals (Regulation) Act, 2014, registered at Police Station Kotwali, District Kapurthala and all subsequent proceedings arising therefrom are hereby quashed qua the petitioner.

(ANUPINDER SINGH GREWAL)
JUDGE

December 07, 2021

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