

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

262

CRM-M-45882-2021

Date of decision : 17.12.2021

Jitendra Narhari Kale and others

... Petitioners

Versus

State of Punjab and another

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Anurag Chopra, Advocate for the petitioners.

Mrs. Amarjit Kaur Khurana, DAG, Punjab.

Ms. Himani Jamwal, Advocate for respondent No.2.

Anupinder Singh Grewal, J. (Oral)

The petitioners are seeking quashing of FIR No.76 dated 14.05.2021 under Sections 406, 420 IPC, Section 76 of the Chit Funds Act, 1982, Sections 4, 5, 6 of the Prize Chits and Money Circulation Scheme (Banning) Act, 1978, registered at Police Station City Morinda, District Rupnagar, Punjab on the basis of compromise/settlement dated 16.10.2021 (Annexure P-2), which has been arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is an outcome of a monetary dispute between the petitioners and the complainant which has now been resolved and the matter has been compromised. He further contends that it was alleged in the FIR that the complainant had deposited money on the promise of handsome return. He has referred to the copy of the settlement at Annexure P-2.

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

This Court vide order dated 02.11.2021 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, Rupnagar dated 26.11.2021 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 petitioner No.1 and respondent No.2 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.76 dated 14.05.2021 under Sections 406, 420 IPC, Section 76 of the Chit Funds Act, 1982, Sections 4, 5, 6 of the Prize Chits and Money Circulation Scheme (Banning) Act, 1978, registered at Police Station City Morinda, District Rupnagar, Punjab and all subsequent proceedings arising therefrom are hereby quashed qua the petitioners.

(ANUPINDER SINGH GREWAL)
JUDGE

December 17, 2021
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No