

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

238

CRM-M-41140-2020

DATE OF DECISION: 15.01.2021

JOGINDER SINGH KANG

... Petitioner (s)

Versus

STATE OF PUNJAB AND ANOTHER

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Saurabh Kaushik, Advocate
for the petitioner(s).

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Sudesh Sahi, Advocate for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioners are seeking quashing of FIR No.120 dated 23.11.2019 under Section 420 IPC, registered at Police Station Sandaur, Tehsil Malerkotla, District Sangrur on the basis of compromise dated 05.03.2020 (Annexure P-3), 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. He has referred to a copy of the compromise which is annexed as Annexure P-3.

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

This Court vide order dated 09.12.2020 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 JMIC, Malerkotla, dated 22.12.2020 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 an outcome of a matrimonial 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.120 dated 23.11.2019 under Section 420 IPC, registered at Police Station Sandaur, Tehsil Malerkotla, District Sangrur and all consequential proceedings are hereby quashed qua the petitioner(s).

(ANUPINDER SINGH GREWAL)
JUDGE

15.01.2021.

SwarnjitS

Whether speaking/reasoned	:	Yes / No
Whether reportable	:	Yes / No