

**251 IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH**

**CRM-M-8052-2022**

**Decided on: 23<sup>rd</sup> March, 2022**

Jugraj Singh

Petitioner

Versus

State of Punjab and another

Respondents

**CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN**

Present: Mr. N.s. Dhaliwal, Advocate for  
Mr. Amit Dhawan, Advocate for the petitioner.  
Mr. Sandeep Kumar, DAG, Punjab.  
Ms. Nitika, Advocate for  
Mr. Prabhjot Singh, Advocate for the complainant.

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**AVNEESH JHINGAN, J (Oral):**

1. Due to COVID-19 situation, the Court is convened through video conference.
2. This is a petition under Section 482 Cr.P.C. for quashing of FIR No. 101, dated 21<sup>st</sup> December, 2021, under Section 420 IPC, registered at Police Station Patara, District Jalandhar, Rural and all subsequent proceedings arising therefrom on the basis of compromise dated 1<sup>st</sup> February, 2022.
3. Brief facts are that complainant-Davinder Singh got registered an FIR alleging that Jugraj Singh(petitioner) received an amount from him in pursuance to agreement to sell the land, but neither the sale deed was executed nor the amount refunded.
4. On 24<sup>th</sup> February, 2022, the parties were directed to appear before the Illaqa Magistrate/trial court for getting their statements recorded with regard to compromise dated 1<sup>st</sup> February, 2022.
5. The report dated 16<sup>th</sup> March, 2022 is received stating that the

compromise is genuine, voluntary, without any coercion or undue influence. Further that petitioner is not a proclaimed offender.

6. Full Bench of this Court in ***Kulwinder Singh and others vs. State of Punjab, 2007 (3) RCR (Criminal) 1052***, has held:-

*“There is no statutory bar in Cr.P.C. which affects inherent power of this Court under Section 482. The power of quashing is not limited to matrimonial cases alone.”*

7. The Supreme Court in ***Parbatbhai Aahir @ Parbatbhai Bhimsinhbhai Karmur and others v. State of Gujarat and another, 2017 AIR (SC) 4843*** laid down the broad principles governing the exercises of powers of quashing of FIR. It was held that the power under Section 482 Cr.P.C. is to be exercised by the High Court to secure the ends of justice, to prevent abuse of any process of law and in cases where in view of the compromise the possibility of conviction is remote and continuation of proceeding will cause oppression and prejudice.

8. The present dispute has a tone and tenor of civil. The parties have settled the differences and bridged their differences and not to litigate any further. There are bleak chances of conviction. No useful purpose would be served by continuing with the trial. To meet the ends of justice, the FIR mentioned above and all consequential proceedings arising therefrom are quashed.

9. The petition is allowed.

**[AVNEESH JHINGAN]**  
**JUDGE**

**23<sup>rd</sup> March, 2022**  
*Parveen Sharma*

|                               |   |         |
|-------------------------------|---|---------|
| 1. Whether speaking/ reasoned | : | Yes /No |
| 2. Whether reportable         | : | Yes /No |