

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

**CRM-M No.31916 of 2022
Date of Decision: 10.10.2022**

Kuljit SinghPetitioner

Versus

State of Punjab and anotherRespondents

BEFORE: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present:- Mr. Sanjeev Duggal, Advocate
for the petitioner.

Mr. Digvijay Nagpal, AAG, Punjab
for respondent No.1-State.

Mr. Sylvester Stephen, Advocate
for respondent No.2.

MEENAKSHI I. MEHTA, J.(Oral)

The petitioner herein seeks the quashing of the FIR bearing No.190 dated 06.08.2021 registered at Police Station City Phagwara, District Kapurthala, under Sections 420 & 406 IPC as well as all the subsequent proceedings arising therefrom, while averring that the parties have arrived at a compromise in respect of their dispute culminating in the registration of the said FIR.

2. Shorn and short of unnecessary details, the allegations, as levelled by the informant-complainant-respondent No.2 in the subject FIR, are that the petitioner duped her of an amount of Rs.1.5 lac on the pretext of sending her husband named Prince, abroad.

3. Vide the order dated 31.08.2022 as passed by this Court, the private parties had been directed to appear before learned Illaqa Magistrate/ trial Court on 14.09.2022 for recording their statements in respect of the said compromise and in compliance of this order, learned Sub Divisional Judicial Magistrate, Phagwara, recorded their (parties') statements and has submitted her report (which is already available on the file) while mentioning therein that the compromise arrived at between the parties is genuine and they have entered into the same voluntarily, out of their free will and there is only one accused, i.e the petitioner, in the present case and he has not been declared the proclaimed offender. Copies of the statements of the petitioner and respondent No.2 have also been annexed with the above-mentioned report.

4. I have heard learned counsel for the petitioner as well as learned State counsel and learned counsel for respondent No.2 in the present petition and have also perused the file thoroughly.

5. The afore-said compromise has been affected to put the dispute between the parties at rest for all the times to come and the same would promote peaceful, harmonious and cordial relations between them. It being so, there are bleak chances of the conviction of the petitioner and in these circumstances, the continuation of the proceedings in the case arising out of the said FIR would be an exercise in futility.

6. Keeping in view the above-discussed facts and circumstances and also the observations as made by the Apex Court in **Gian Singh Versus State of Punjab and another (2012) 4 RCR (Criminal) 543**, the FIR bearing

No.190 dated 06.08.2021 registered at Police Station City Phagwara, District Kapurthala, under Sections 420 & 406 IPC as well as all the subsequent proceedings arising therefrom (if any), are hereby quashed. The petition in hand stands allowed accordingly.

October 10, 2022
pooja

(MEENAKSHI I. MEHTA)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>
<i>Whether Reportable:</i>	<i>No</i>