

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

330

CRM-M-42459-2021

DATE OF DECISION: 10.01.2022

KHALEEL MOHAMMAD

... **Petitioner(s)**

Versus

STATE OF PUNJAB AND ANR

... **Respondent(s)**

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. J.S. Grewal, Advocate for the petitioner.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

Mr. Vishal Sharma, Advocate for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

Heard through video conferencing.

The petitioner is seeking quashing of FIR No.0141 dated 23.07.2021 under Sections 420, 406 IPC and Section 13 of the Punjab Travel Professional Regulation Act, 2014, registered at Police Station Fatehgarh Sahib, District Fatehgarh Sahib, on the basis of compromise, which has been arrived at between the parties.

A coordinate Bench of this court, on 08.10.2021, had passed the following order:-

“By filing this petition, quashing of FIR No.141 dated 23.07.2021 under Sections 406 and 420 IPC and Section 13 of Punjab Travel Professionals (Regulation) Act, 2014 registered at Police Station Fatehgarh Sahib, District Fatehgarh Sahib and all other subsequent proceedings arising therefrom qua petitioner has been sought on the basis of compromise.

Notice of motion.

Mr. Luvinder Sofat, AAG, Punjab accepts notice on behalf of respondent No.1-State and Mr. Vishal Sharma, Advocate accepts notice on behalf of respondent No.2.

Parties may appear before learned trial Court/Illaq Magistrate concerned on 15.11.2021 or any other date convenient to the said Court and get their statements recorded with regard to the compromise. The original compromise shall be produced

before the said Court. In the event of their statements being recorded, the Court will send copies of the same to this Court before the next date of hearing along with its report:

- i) regarding genuineness and voluntary nature of the compromise;
- ii) whether all the accused/petitioner is appearing before the Court or on bail; and
- iii) whether any other proceeding is pending against the accused/petitioner.

Adjourned to 10.01.2022.”

The report of JMIC, Fatehgarh Sahib dated 06.12.2021 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.

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.0141 dated 23.07.2021 under Sections 420, 406 IPC and Section 13 of the Punjab Travel Professional Regulation Act, 2014, registered at Police Station Fatehgarh Sahib, District Fatehgarh Sahib and all consequential proceedings are hereby quashed qua the petitioners.

(ANUPINDER SINGH GREWAL)
JUDGE

10.01.2022

SwarnjitS

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No