

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

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**CRM-M No.43543 of 2020
Date of Decision: 29.08.2022**

Mamta Lather and another

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM: *HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA*

Present:- Mr. Vinod Bhardwaj, Advocate for the petitioners.

Mr. Amrik Narwal, DAG, Haryana
for respondent No.1-State.

Mr. Naresh Kaushik, Advocate for respondent No.2.

MEENAKSHI I. MEHTA, J.

The petitioners herein seek the quashing of the FIR bearing No.620 dated 28.08.2020 registered at Police Station Sadar Karnal, District Karnal, under Sections 406, 420 & 506 IPC and Section 24 of the Immigration Act, 1924 as well as all the consequential proceedings arising therefrom, while averring that the parties have arrived at a compromise qua their dispute leading to the registration of the said FIR.

2. Bereft of unnecessary details, the allegations, as levelled by informant Sonam in the subject FIR, are that the petitioners had made her to pay the total amount of Rs.6.78 lac to them on the pretext of sending her abroad but they had provided her the fake ticket and also the visa and had, thus, cheated her.

3. Vide the order dated 23.12.2020 passed by the Co-ordinate

Bench, the parties were directed to appear before learned Illaqa Magistrate/ Duty Magistrate on 18.01.2021 for recording their statements in respect of the compromise. In compliance of the said order, learned Additional Chief Judicial Magistrate, Karnal, recorded their (parties') statements and has submitted his report (which is already available on the file) mentioning therein that the compromise effected between the petitioners-accused and respondent No.2-complainant is genuine and voluntary and as per the police report, no other criminal case was found to have been registered against the petitioners. The copies of the separate statements of both the petitioners and the complainant as well as of the report as submitted by SI Lakhbir Singh, have also been annexed with the said report.

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

5. The said compromise has been effected 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 petitioners 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 as well as 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.620 dated 28.08.2020 registered at Police Station Sadar Karnal, District Karnal, under Sections 406, 420 & 506 IPC and Section 24 of the

Immigration Act, 1924 as well as all the consequential proceedings arising therefrom (if any), are hereby quashed. The petition in hand stands allowed accordingly.

29.08.2022
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(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned: *Yes*
Whether Reportable: *No*