

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

**CRM-M-49811-2021
DECIDED ON: 01.04.2022**

AMIT KUMAR @ AMIT MALHOTRA @ TONY AND OTHERS

.....PETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHER

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL.

Present: Mr. Rajat Malhotra, Advocate
for the petitioners.

Ms. Monika Jalota, DAG, Punjab.

Mr. Vijay Kumar, Advocate
for respondent No.2.

SANDEEP MOUDGIL, J (ORAL)

In this petition, the petitioners, who are the accused persons in FIR No.116, dated 17.06.2012, under Sections 406, 420, 120-B of the Indian Penal Code (Sections 467, 468, 471 of the Indian Penal Code added later on), registered at Police Station Division No.2, District Police Commissionerate, Ludhiana (Annexure P-5), have prayed for quashing of FIR with all consequential proceedings arising therefrom, on the basis of compromise dated 05.10.2021 (Annexure P-6).

2. Now the complainant has arrived at a settlement with the accused persons vide Compromise Deed (Annexure P-6), which is duly signed by them. The matter was referred to the Court below for recording of statements of the parties and to report with respect to genuineness of the compromise arrived at between the parties. The Ld. Judicial Magistrate Ist

Class, Ludhiana vide report dated 24.02.2022 has apprised this Court that the compromise effected between the parties is voluntarily and without any pressure.

3. Respondent No.2 is represented by his counsel, who does not dispute the factum of compromise.

4. In view of the report of the Ld. Judicial Magistrate Ist Class, Ludhiana and in view of the decision of the Hon'ble Supreme Court in “Gian Singh Vs. State of Punjab and another”, 2012(4) RCR (Criminal) 543 and “Narinder Singh and Others Vs. State of Punjab and Another”, (2014) 6 SCC 466, this Court is of the opinion that no useful purpose can be served by keeping with the criminal proceedings pending, since the complainant has himself compromised the dispute with the petitioners.

5. In the circumstances, the present petition is allowed. FIR No.116, dated 17.06.2012, under Sections 406, 420, 120-B of the Indian Penal Code (Sections 467, 468, 471 of the Indian Penal Code added later on), registered at Police Station Division No.2, District Police Commissionerate, Ludhiana (Annexure P-5), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

(SANDEEP MOUDGIL)
JUDGE

01.04.2022
poonam negi

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>