

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

(256)

**CRM-M-8395-2023 (O&M)  
Date of Decision: 10.04.2023**

Divya Thakur

...Petitioner

Versus

State of Punjab and another

...Respondents

**CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA**

Present: Mr. Ashok Kumar Khanna, Advocate, for the petitioner.

Mr. Amit Shukla, AAG, Punjab.

Mr. Angad Parmar, Advocate, for the respondent No.2.

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**HARKESH MANUJA, J.(ORAL)**

By way of present petition filed under Section 482 Cr.P.C., petitioner prays for quashing of FIR No.295 dated 16.10.2022, registered under Section 420 IPC and Section 13 of Punjab Travel Professionals Regulation Act, 2014 at Police Station Sadar Amritsar, District Police Commissionerate Amritsar (Annexure P-1) along with all consequential proceedings arising therefrom on the basis of compromise dated 03.02.2023 (Annexure P-2).

2. In the present case, petitioner allegedly cheated the complainant by taking huge amount from him on the pretext of sending his son aboard, resulting into the registration of present FIR.

3. In pursuance to an order dated 16.02.2023 passed by this Court, whereby the parties were directed to appear before the trial Court for getting their statements recorded as regards, the veracity of compromise arrived at between them, report dated 31.03.2023 has been received from the concerned

court, stating that the compromise in the present case is valid, genuine, voluntary and without any coercion or under influence. There is no other accused except the present petitioner and the complainant-Lakhbir Singh. No accused has been declared as proclaimed offender. The stage of trial was fixed for evidence of prosecution.

4. Learned counsel for the petitioner submits that once, the compromise has been arrived at between the parties without any pressure and respondent No.2-Lakhbir Singh, has no objection as regards quashing of FIR as well as other subsequent proceedings arising out of the same against the petitioner, the dispute being purely personal in nature, there does not appear to be any impediment as regards quashing of present FIR. He further submits that in order to maintain peace and harmony between the parties, particularly under the circumstances wherein the alleged offences have no societal interest involved, it would be appropriate to render complete quietus to the aforementioned dispute by quashing the FIR on the basis of compromise entered into between the parties.

5. On the other hand learned State counsel submits that petitioner cheated the complainant by taking huge amount from him on the pretext of sending his son aboard.

6. Having heard learned counsel for the parties, they having settled their dispute so as to live peacefully in future, no useful purpose would be served by proceeding further with the criminal proceedings. In the light of above developments, no cause remains for the trial Court to invest further time and effort in adjudicating this FIR. The compromise in question is found to be fully in consonance with the direction issued by the Court in *Kulwinder Singh & Ors. Vs. State of Punjab 2007(3) RCR (Criminal) 1052* and *Gian Singh Vs. State of Punjab & Anr., 2012(4) RCR (Crl.) 543*.

7. Thus in view of the aforesaid report, accompanied by statements of both the parties as well as keeping in mind the law laid down in the aforementioned judgment, the instant petition is allowed and FIR No.295 dated 16.10.2022, registered under Section 420 IPC and Section 13 of Punjab Travel Professionals Regulation Act, 2014 at Police Station Sadar Amritsar, District Police Commissionerate Amritsar (Annexure P-1) as well as all the subsequent proceedings arising therefrom are hereby quashed.

8. The aforesaid order shall however, be subject to payment of costs of Rs.5,000/- to be deposited by the petitioner with the Punjab and Haryana High Court Association Lawyer’s Family Welfare Fund having Account No.41564846387 with State Bank of India, High Court Branch, Chandigarh, within a period of two weeks from today.

(HARKESH MANUJA)  
JUDGE

10.04.2023  
anil

Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No