

2023:PHHC:149586

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

CRM-M-357-2016 (O&M)
Date of Decision:23.11.2023

Gurpreet Singh

...Petitioner

VS.

State of Punjab and Anr.

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Sonu Giri, Advocate for
Mr. B.S Jaswal, Advocate
for the petitioner.

Mr. Mohit Chaudhary, AAG, Punjab.

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

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 146 dated 09.11.2007 under Sections 406/420 of IPC and under Section 24 of Immigration Act registered at Police Station Kotwali, District Kapurthala (Annexure P-1) alongwith all the consequential proceedings arising therefrom.

2. A further prayer has been made for quashing of the impugned order dated 22.12.2009 (Annexure P-3), whereby the petitioner was ordered to be declared as a proclaimed offender.

3. Vide the order dated 04.10.2023, the matter was referred to the Mediation and Conciliation Centre of this Court. The mediator has reported that both the parties have entered into a compromise/settlement deed dated 09.11.2023.

4. Learned counsel for the parties submit that both the parties had

voluntarily signed the compromise/settlement deed dated 09.11.2023. In compliance of the said settlement, a draft No.000876, dated 21.11.2023 for a sum of Rs.3,50,000/- has been handed over by learned counsel appearing on behalf of petitioner to the learned counsel appearing on behalf of the respondent. Since, the parties have amicably resolved all their disputes, the FIR No. 146 dated 09.11.2007 under Sections 406/420 of IPC and under Section 24 of Immigration Act registered at Police Station Kotwali, District Kapurthala (Annexure P-1) alongwith all the consequential proceedings are ordered to be quashed.

5. Still further, the petitioner was found to be innocent during the course of investigation and was summoned under Section 319 Cr.P.C. However, the petitioner had already gone abroad and could not be served by the process of Court. Learned counsel further submits that while the petitioner was abroad, he was wrongly and illegally declared as a proclaimed offender.

6. Learned counsel appearing on behalf of State as well as learned counsel appearing on behalf of legal representative of respondent No.2 submit that they had no objection with the prayer made by learned counsel for the petitioner. As per them also, the petitioner was abroad and the proceedings regarding declaring him proclaimed offender were held at this back.

7. In view of the above, the impugned order dated 22.12.2009 (Annexure P-3), whereby the petitioner was ordered to be declared as a proclaimed offender is also ordered to be quashed.

8. Pending applications, if any, stands disposed off.

(N.S.SHEKHAWAT)
JUDGE

23.11.2023
hitesh

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