

2. Counsel for the petitioners submits that FIR, Annexure P-1, is an outcome of a misunderstanding as the petitioners were employees of Deltos Infra Private Limited and false allegations have been levelled against them regarding misappropriation of funds and forgery. He submits that the dispute has been amicably settled.

3. Upon instructions received from ASI, Amarjeet Singh, State counsel submits that although challan has been presented, but charge has not been framed.

4. Counsel for complainant-respondent No.2, who is the authorized representative of the company, submits that the complainant does not have any objection in case the prayer made in the petition is acceded to.

5. Pursuant to order dated 18.05.2023 passed by this Court, report has been received from the Trial Court, relevant extract of which is as under:-

“XXXXX. So, as per the instructions of Hon’ble High Court, it is reported that the compromise is genuine, voluntary and without any coercion or undue influence; except the accused Deepak Kumar, Rajeshwar Singh and Kumar Vignesh no one is arrayed as accused in this FIR; None of the parties are not involved in any other case or have been declared proclaimed offenders. Challan has not been filed in this case.”

6. Heard counsel for the parties.

7. In view of the report given by the Trial Court and the judgment of the Supreme Court in ***Gian Singh Versus State of Punjab and another***,

2012(4) RCR (Criminal) 543 and a Full Bench of this Court in *Kulwinder Singh vs. State of Punjab and another*, 2007(3) RCR (Criminal) 1052, this Court is of the view that keeping the criminal proceedings alive would not serve any purpose and setting them aside would enable the parties to lead a harmonious and peaceful life.

8. Accordingly, the petition is allowed. FIR No.0078 dated 03.02.2022, registered for offences under Sections 406, 420 and 34 of the Indian Penal Code, 1860, however, later on Sections 467, 468 and 471, IPC were added, at Police Station Surajkund, Fardabad, Haryana, Annexure P-1, along with all subsequent proceedings arising therefrom, are quashed qua the petitioners.

(SUVIR SEHGAL)
JUDGE

31.08.2023
Kamal

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No