

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

CRM-M-38615-2022

Date of Decision:-25.01.2023

Sanjiv Kumar @ Sunny.

.....Petitioners.

Versus

State of Punjab & Anr.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Rishu Mahajan, Advocate for the Petitioner.

Mr. Maninder Singh, Deputy Advocate General, Punjab.

Mr. Ajay Kumar, Advocate for respondent no.2 & 3.

JASJIT SINGH BEDI, J.(ORAL)

The present petition has been filed for quashing of FIR No.118 dated 04.07.2022 under Sections 420 IPC and Section 13 of the Punjab Travel Professionals Regulation Act, 2014 registered with Police Station Bhargo Camp, Jalandhar and all other consequential proceedings arising therefrom, on the basis of compromise dated 14.07.2022 (Annexure P-2) entered into between the parties.

Vide order dated 24.11.2022 this Court had directed the parties to appear before Illaqa Magistrate for getting their statements recorded in terms of certain parameters given in the aforesaid order dated 24.11.2022 with regard to the compromise dated 14.07.2022 (Annexure P-2) arrived at between the parties.

In terms of the order dated 24.11.2022 passed by this Court parties have appeared before the court of Mr. Gagandeep Singh Garg, Chief Judicial Magistrate (NRI Court) Jalandhar, and as per report dated 02.01.2022/03.01.2023 submitted to this Court, both the parties have got

recorded their respective statements in Court.

Perusal of the aforesaid report would show that the parties have effected a genuine compromise without there being any pressure, coercion or undue influence. In view of the compromise there is a remote possibility of the complainant coming forward to support the prosecution case. The powers under Section 482 Cr.PC can be exercised in such like situation in order to prevent unnecessary vagaries of criminal trial to be faced by the parties, when there are remote chances of conviction of the accused. 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*.

In view of the aforesaid report of the learned Chief Judicial Magistrate (NRI Court), Jalandhar accompanied by statements of both the parties, the FIR No.118 dated 04.07.2022 under Sections 420 IPC and Section 13 of the Punjab Travel Professionals Regulation Act, 2014 registered with Police Station Bhargo Camp, Jalandhar and all consequential proceedings arising therefrom are hereby quashed qua the petitioner herein.

Petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

January 25, 2023

Vinay

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