

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

**CRM-M-40645-2022**

**Date of Decision:-16.01.2023**

**Sushil Bindal.**

.....Petitioner.

Versus

**State of Punjab & Anr.**

.....Respondents.

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

Present:- Mr. Surjeet Bhadu, Advocate for the Petitioner.

Ms. Ramta Chowdhary, Deputy Advocate General, Punjab.

Mr. Veer Singh, Advocate for the respondent no.2.

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**JASJIT SINGH BEDI, J.(ORAL)**

The present petition has been filed for quashing of FIR No.154 dated 26.04.2017 (Annexure P-1) under Sections 406, 420 and 120-B IPC registered with Police Station Zirakpur, Punjab and all other consequential proceedings arising therefrom, on the basis of compromise dated 18.04.2022 (Annexure P-2) entered into between the parties.

Vide order dated 07.09.2022 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 07.09.2022 with regard to the compromise dated 18.04.2022 (Annexure P-2) arrived at between the parties.

In terms of the order dated 07.09.2022 passed by this Court parties have appeared before the court of Mr. Ramesh Kumar, Judicial Magistrate Ist Class, Dera Bassi and as per report dated 05.01.2023 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 Judicial Magistrate Ist Class, Baba Bakala Sahib, District Amritsar accompanied by statements of both the parties, the FIR No.154 dated 26.04.2017 (Annexure P-1) under Sections 406, 420 and 120-B IPC registered with Police Station Zirakpur, Punjab and all consequential proceedings arising therefrom are hereby quashed qua the petitioners herein.

Petition stands disposed of.

( JASJIT SINGH BEDI )  
JUDGE

January 16, 2023  
Vinay

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |