

248 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-42123-2022
DATE OF DECISION:-29.03.2023

Pooja @ Pooja Duhan

...Petitioner.

VS.

State of Haryana and another

...Respondents..

CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA

Present: Mr. Chand Ram Olla, Advocate,
for the petitioner.

Mr. R.K. Ambavta, AAG, Haryana.

Mr. Ashok Kumar Sharma (Bhana), Advocate
for respondent No.2.

HARKESH MANUJA, J.

By way of present petition under Section 482 Cr.P.C., the petitioner prays for quashing of FIR No.166 dated 16.06.2022, under Section 420 IPC, registered at Police Station Civil Line Jind, District Jind (Annexure P-1) along with all consequential proceedings arising therefrom, on the basis of compromise dated 27.07.2022 (Annexure P-2).

2. As per the allegations levelled in the FIR, the petitioner cheated the complainant for a sum of Rs.53,60,000/- on the pretext of sending him abroad.

3. In pursuance to an order dated 28.02.2023 passed by this Court, whereby the parties were directed to appear before the trial Court for getting

their statements recorded, a report dated 17.03.2023 has been received from the concerned court stating that the compromise is genuine, voluntary and without any coercion or undue influence. The compromise is not result of any fraud or misrepresentation and it is the result of free will of the parties. No accused has been declared as PO.

4. Once, the compromise has been arrived at between the parties without any pressure and respondent No.2 having no objection as regards quashing of FIR as well as all 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. Even otherwise, 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. The parties having settled their dispute so as to live in peace 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 even found to be fully in consonance with the directions issued by this 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.***

6. 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 judgments, FIR No.166 dated 16.06.2022, under Section 420 IPC, registered at Police Station Civil Line Jind, District Jind (Annexure P-1) as well as all the subsequent proceedings arising therefrom are hereby quashed qua the petitioner.

7. Accordingly, petition stands allowed, subject to payment of costs of Rs.10,000/- to be deposited by the petitioner with the Punjab and Haryana High Court Bar Association, within a period of two weeks from today.

29.03.2023

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(HARKESH MANUJA)
JUDGE

whether speaking/reasoned: Yes/No
whether reportable: Yes/No