



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

CRM-M-30003-2022

Date of Decision:-08.05.2024

Pawan Singh & Anr.

.....Petitioners.

Versus

State of Punjab & Ors.

.....Respondents.

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

Present:- Mr. Ankit Bishnoi, Advocate for the Petitioner.

Mr. Harkanwar Jeet Singh, AAG Punjab.

Ms. Riffi Birla, Advocate for the respondent nos.2,3 & 5 to 11.

JASJIT SINGH BEDI, J. (ORAL)

The Prayer in this petition is for quashing of FIR No.117 dated 03.10.2018 (Annexure P-1) under Sections 420, 465, 467, 468, 471, 120-B IPC and Section 4/76 of Chit Funds Act, 1982 registered at Police Station Arniwala, District Fazilka and all consequential proceedings arising therefrom on the basis of compromise dated 01.06.2022 (Annexure P-2) arrived at between the parties.

The Counsel for the petitioner at the very outset wishes to withdraw the petition qua petitioner Rajwinder Singh.

Petition is ordered to be dismissed as withdrawn qua petitioner Rajwinder Singh.

Vide order dated 14.07.2022 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 14.07.2022 with regard to the compromise dated 01.06.2022 (Annexure P-2).

In terms of the orders dated 14.07.2022 passed by this Court



parties have appeared before the court of Judicial Magistrate Ist Class, Fazilka and as per report dated 01.11.2022 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, Fazilka accompanied by statements of both the parties, the FIR No.117 dated 03.10.2018 (Annexure P-1) under Sections 420, 465, 467, 468, 471, 120-B IPC and Section 4/76 of Chit Funds Act, 1982 registered at Police Station Arniwala, District Fazilka and all consequential proceedings arising therefrom are hereby quashed qua petitioner-Pawan Singh.

Petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

May 08, 2024
Vinay

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