

**IN THE HIGH COURT OF MADHYA PRADESH
AT GWALIOR
BEFORE
HON'BLE SHRI JUSTICE DEEPAK KUMAR AGARWAL
ON THE 21st OF MARCH, 2023
MISC. CRIMINAL CASE No. 64066 of 2021**

BETWEEN:-

**BHOLE SINGH KUSHWAH S/O LATE SHRI
HARPRASAD KUSHWAH, AGED ABOUT 53
YEARS, OCCUPATION: AUTO CHALAK
LEBARCOURT KE ICHE MARIMATA
BASTI PHOOLBAG (MADHYA PRADESH)**

.....PETITIONER

(NNONE FOR THE PETITIONER)

AND

- 1. THE STATE OF MADHYA PRADESH
INCHARGE POLICE STATION
UNIVERCITY (MADHYA PRADESH)**
- 2. NEERAJ SHUKLA S/O SHRI RAMESH
SHUKLA, AGED ABOUT 42 YEARS, SEWA
NAGAR RAMTAPURA NUMBER 2
GWALIOR (MADHYA PRADESH)**

.....RESPONDENT

(BY SHRI V.P.S. TOMAR, PANEL LAWYER)

*This appeal coming on for hearing this day, the Court passed the
following:*

ORDER

This Petition under Section 482 of Cr.P.C has been filed by the petitioner praying to quash the FIR bearing Crime No. 126/2021 registered

on 19.03.2021 at Police Station University District Gwalior for the offence punishable under Section 420 of IPC against the petitioner on the basis of compromise.

Record is perused.

A bare perusal of the record, this Court finds that the matter has been amicably settled between the petitioner and the complainant. Since the matter has been settled and the parties have decided to live in peace, this Court feels that in order to secure the ends of justice, the criminal proceedings deserve to be quashed.

In the case of **Gian Singh Vs. State of Punjab, (2012) 10 SCC 303**, the Supreme Court has laid down broad guidelines in para 61 of the judgment for quashment of the F.I.R. and subsequent criminal proceedings in a case in exercise of the powers under Section 482 Cr.P.C by the High Court. In the present case the guidelines are applicable in toto.

The guidelines laid down by the Supreme Court in Gian Singh's case (supra) have been affirmed by the Supreme Court in the recent decision in the case of **Narinder Singh and ors. Vs.State of Punjab and Anr. (2014) 6 SCC 446**.

In view of above, this petition is allowed and FIR bearing Crime No. 126/2021 registered on 19.03.2021 at Police Station University District Gwalior for the offence punishable under Section 420 of IPC and the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioner.

(DEEPAK KUMAR AGARWAL)
JUDGE