

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-4088 of 2015

Date of decision : July 20, 2015

Kushal Kumar

... Petitioner

vs.

State of U.T. Chandigarh and anotherh

... Respondents

CORAM: HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr. M.K. Bhatnagar, Advocate
for the petitioner.

Ms. Ashima Mor, APP for U.T. Chandigarh.

Mr. Sanjiv Bawa, Advocate
for respondent No.2.

Surinder Gupta, J

The petitioner has filed this petition under Section 482 Code of Criminal Procedure (for short, 'Cr.P.C.') seeking quashing of the FIR No.213 dated 23.6.2012 (Annexure P-1), registered for offence punishable under Sections 323/506 IPC at Police Station Manimajra, U.T. Chandigarh, on the basis of the compromise (Annexure P-3).

Heard.

It is submitted that two cross cases bearing FIR No.213 and 214 both dated 23.6.2012 were registered at Police Station Manimajra, U.T. Chandigarh relating to the same occurrence. The case bearing FIR No.213 was registered on the complaint of Rajinder Kumar respondent No.2 while case bearing FIR No.214 was registered on the complaint of Kushal Kumar. The parties thereafter effected compromise and under that compromise proceedings in case bearing FIR No.214 dated 23.6.2012 were quashed vide order dated 6.4.2015 passed in CRM-M-4252 of 2015. It has been

submitted by learned counsel for petitioner and respondent No.2 that parties have also amicably settled the dispute pertaining to FIR No.213 dated 23.6.2012 under the compromise, copy of which is Annexure P3.

Report has also been received from Judicial Magistrate Ist Class, Chandigarh who after recording statements of the parties has submitted that the compromise appears to be without any pressure or coercion.

Keeping in view the above facts and in order to enable the parties to live in a peaceful and amicable atmosphere, this petition is allowed and the impugned FIR (Annexure P-1), along with all consequential proceedings arising therefrom, is quashed.

(Surinder Gupta)
Judge

July 20, 2015
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