

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-3071 of 2016

Date of decision : 09.05.2016

Prakul Vashisht and others

..... Petitioners

versus

U.T. Chandigarh and another

... Respondents

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. G.S. Attariwala, Advocate
for the petitioners

Mr. Sukant Gupta, Advocate for U.T. Chandigarh

Mr. Anand Chhiber, Sr. Advocate with
Mr. Gaurav Mankotia, Advocate
for the complainant

ANITA CHAUDHRY, J. (ORAL)

The instant petition is for quashing of FIR No. 538 dated 22.10.2014 filed under Sections 406, 498-A IPC registered at Police Station South Sector 34, Chandigarh and the consequent proceedings arising out of the same, on the basis of compromise arrived at between the parties.

Report has been received from the trial Court after statements of the parties were recorded regarding the compromise.

The trial Court has reported that the compromise is voluntary and without any pressure or coercion. The trial Court has also sent copy of statements of parties.

Learned State counsel on instructions submits that petitioners are the accused and respondent No. 2 is the complainant/aggrieved person in this case.

No useful purpose would be served to keep the said FIR pending.

In view of the statements and report of the trial Court and the principles laid down by the Full Bench judgment of this Court in ***Kulwinder Singh and others Vs. State of Punjab and another***, 2007(3) RCR (Criminal) 1052, approved by Hon'ble Apex Court in ***Gian Singh Vs. State of Punjab and others*** (2012) 10 SCC 303, the instant petition is allowed and the aforesaid FIR and all the consequent proceedings arisen out of the same are quashed.

Needless to say that parties shall remain bound by the terms of compromise and their statements made in the Court below.

May 09, 2016

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**(ANITA CHAUDHRY)
JUDGE**