

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**Criminal Misc. No. M-35210 of 2015
Date of Decision:-12.01.2016**

Ravneet Ohri

...Petitioner

Versus

Union Territory, Chandigarh and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. *Whether reporters of local newspapers may be allowed to see judgment?*
2. *To be referred to reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Present:- Mr. Arvind Seth, Advocate
for the petitioner.

Mr. A.S. Gill, APP for Union Terrotory, Chandigarh.

Mr. Paviter Singh, Advocate
for respondent No.2.

HARI PAL VERMA J.(Oral)

Prayer in the present petition is for quashing of FIR No.14 dated 13.1.2015 (Annexure P-1), under Sections 420, 468 and 471 IPC, registered at Police Station Central Sector 17, Chandigarh along with all consequential proceedings arising therefrom on the basis of compromise dated 09.7.2015 (Annexure P-2).

Vide order dated 14.10.2015, this Court has directed the parties to appear before the Illaqa Magistrate/trial Court to get their statements recorded and the learned Magistrate was directed to forward a

report about the genuineness of the compromise to this Court.

In compliance of the order dated 14.10.2015, the parties have appeared before the learned Magistrate on 19.10.2015 for getting their statements recorded.

The report dated 31.10.2015 received from the learned Chief Judicial Magistrate, Chandigarh, reveals that the compromise has been effected between the parties without any undue pressure.

The statement made by complainant Varun Bedi before the Chief Judicial Magistrate, Chandigarh, on 19.10.2015 reads as under :-

"I have entered into compromise in case FIR No.14 dated 13.1.2015, under Sections 420, 468, 471 IPC, PS Sector 17, Chandigarh, which was got lodged by me, with the accused in order to settle the dispute amicably vide compromise dated 9.7.2015, copy of which has already been produced before the Hon'ble High Court as Annexure P2. We have signed the compromise voluntarily and I identify my signatures on the compromise. In view of the compromise, present FIR may be quashed. Compromise has been effected with our own free will and consent and without any coercion or undue pressure."

Learned counsel appearing for respondent No.2 does not dispute the fact of compromise effected between the parties.

Learned State counsel has filed the reply in the Court. Same is taken on record. Copy supplied to the counsel opposite. Learned State counsel does not dispute the aforesaid factual position but submits that the voter I.D. Card is required to be verified.

Heard.

Since the parties have entered into a compromise and learned Magistrate has recorded their statements followed by his report, continuation of the trial arising out from the impugned FIR and consequential proceedings would be sheer abuse of the process of law since chances of the conviction are bleak. Further the Court feels that there is no requirement to verify the voter I.D. Card as the same is no ground to ignore the compromise, effected between the parties.

Keeping in view the factum of compromise effected between the parties and the law laid down by this Court in the case of **Kulwinder Singh and others vs. State of Punjab and another 2007(3) RCR (Crl.) 1052 (P & H)** and **Gian Singh vs. State of Punjab and others, (2012)10 SCC 303**, this petition is accepted and FIR No.14 dated 13.1.2015 (Annexure P-1), under Sections 420, 468 and 471 IPC, registered at Police Station Central Sector 17, Chandigarh and the consequential proceedings arising therefrom are hereby quashed qua petitioner.

The petition is disposed of.

January 12, 2016
Vijay Asija

(**HARI PAL VERMA**)
JUDGE