

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

Crl.Misc.No.M-8719 of 2015

Date of decision: 6.01.2015

Sunny @ Sunny Sagar

.....Petitioner

versus

UT of Chandigarh and another

.....Respondents

Coram: Hon'ble Mrs. Justice Anita Chaudhry

Present: Mr. Simranjeet Singh Sarwara, Advocate
 for the petitioner.

 Mr. Anil Kumar Lamdharia, Advocate
 for U.T., Chandigarh-respondent No. 1.

 Mr. S.P.S.Chakkal, Advocate
 for respondent No. 2.

Anita Chaudhry, J.(Oral)

The instant petition is for quashing of FIR No. 237 dated 21.06.2013 registered under Sections 341, 354, 452 and 506 IPC, Police Station Sector-11, Chandigarh and the consequent proceedings arising out of the same, on the basis of written compromise (Annexure P-2) arrived at between the parties.

Learned State counsel submits that another case bearing FIR No. 189 dated 8.07.2014 registered under Section 376 IPC was registered against the petitioner. The counsel for the petitioner says that on 22.12.2015 he had been acquitted.

Report has been received from the JMIC, Chandigarh after statements of the parties were recorded regarding the compromise. The JMIC has reported that the compromise is

voluntary and without any pressure or coercion. The JMIC has also sent copy of the statements of parties.

Learned counsel for the State on instructions submits that petitioner is the only accused and respondent no.2 is the only aggrieved person in this FIR.

No useful purpose would be served to keep the 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 consequent proceedings conducted on the basis thereof are quashed qua the petitioner.

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

[ANITA CHAUDHRY]

JUDGE

6.01.2016

Shivani Kaushik