

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

CRM-M No.9824 of 2016

Date of decision:26.09.2016

Shiv Shankar Jha & Ors.

... Petitioners

VS.

State of U.T., Chandigarh & Ors.

... Respondents

CORAM : HON'BLE MRS. JUSTICE ANITA CHAUDHRY

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Present : Mr. Yashpal Thakur, Advocate
for the petitioners.

Mr. G. S. Chahal, APP, U. T. Chandigarh.
for respondent Nos. 1 to 3.

Mr. Maninder Singh, Advocate for
Mr. Kamaljit Rana, Advocate
for respondent No.4.

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ANITA CHAUDHRY, J.(ORAL)

The petitioners are seeking quashing of FIR No.26 dated 12.12.2015, registered under Sections 406, 494 & 498-A at Women Police Station, Chandigarh U. T. and the consequent proceedings taken therein on the basis of compromise (Annexure P-2) arrived at between the parties.

Report has been received from the trial court after recording statements of the parties on compromise. The Court below has reported that compromise is voluntary and without any pressure or coercion. Trial Court has also sent copy of statements of complainant and the petitioners recorded by it.

Learned counsel for the State on instructions submits that petitioners are the only accused and respondent No.4 is the only aggrieved person in this FIR.

No useful purpose would be served to keep the FIR pending

against the petitioners. 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 & Ors. Vs. State of Punjab & Anr. 2007(3) RCR(Crl.) 1052**, approved by Hon'ble the Apex Court in **Gian Singh Vs. State of Punjab & Ors. 2012(10) SCC 303**, the instant petition is allowed and the aforesaid FIR and all consequent proceedings conducted therein are quashed qua petitioners.

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

(ANITA CHAUDHRY)
JUDGE

September 26, 2016
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No