

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA  
AT CHANDIGARH

Crl. Misc. No.M-31030 of 2015 (O&M)  
Date of Decision: January 11, 2018

Manish Gakhar

...Petitioner

Versus

State of U.T., Chandigarh and another

...Respondents

**CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH**

Present:- Ms. Sumanjit Kaur, Advocate, for the petitioner.  
Mr. G.S Chahal, APP, U.T., Chandigarh.  
Ms. Deepa Jain, Advocate, for respondent no.2.

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**AMOL RATTAN SINGH, J. (ORAL)**

By this petition, FIR No.135 dated 29.07.2015, registered against the petitioner at Police Station Sector-19, Chandigarh, for the alleged commission of offences punishable under Sections 406 and 420 IPC, is sought to be quashed on the basis of a compromise arrived at between the petitioner-accused and respondent no.2, i.e. the complainant.

Vide an order of this Court dated 04.08.2016, the parties were directed to appear before the learned trial Court to get their statements recorded, in terms of the compromise.

Pursuant to the aforesaid order, the report of the learned Judicial Magistrate Ist Class, Chandigarh, has been sent to this Court, stating to the effect that the petitioner, Manish Gakhar (accused), as also the complainant, i.e. respondent no.2, suffered separate statements before that Court, that they have compromised the matter and in terms of the

compromise, Rs.7 lacs has been received (in cash and kind) by respondent 2 from the petitioner. As per the assessment of the learned Magistrate, the compromise arrived at between the parties is of their free will and without any kind of pressure or coercion.

In view of the above and keeping in view the ratio of the law laid down by the hon'ble Supreme Court in **Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303**, in the opinion of this Court, it would be pointless to continue with criminal proceedings, the parties having fully compromised the matter of their own free will.

Consequently, the petition is allowed and FIR No.135 dated 29.07.2015, registered against the petitioner at Police Station Sector-19, Chandigarh, for the alleged commission of offences punishable under Sections 406 and 420 IPC, along with all proceedings emanating therefrom, is hereby quashed.

**January 11, 2018**  
vcgarg/dinesh

**(AMOL RATTAN SINGH)**  
**JUDGE**

Whether speaking/reasoned  
Whether Reportable

Yes  
No.