

CRM-M-33345-2018

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

CRM-M-33345-2018

Date of decision : 10th October, 2018

PANKAJ SHUKLA

.....Petitioner

Versus

STATE OF UT CHANDIGARH AND ANR

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Gagandeep Goel, Advocate
for the petitioner.

Mr. Manish Jain, Standing Counsel for
U.T Chandigarh.

ANITA CHAUDHRY, J(ORAL)

Mr. Kulwant Singh, Advocate puts in appearance on behalf of the respondent No.2 and submits power of attorney. The same is taken on record.

The instant petition is for quashing of FIR No. 237 dated 19.06.2015 registered under Sections 406 and 498A IPC, registered at Police Station Sector 39, Chandigarh and the consequent proceedings arising out of the same, on the basis of written 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

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

Learned counsel for the U.T. Chandigarh 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

10.10.2018

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No