

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

1. **CRM-M-37990-2016**

Vikrant Thakur

.....Petitioner

Versus

State of U.T. Chandigarh and another

.....Respondents

2. **CRM-M-37997-2016**

Pankaj Sharma

....Petitioner

Versus

State of U.T. Chandigarh and another

....Respondents

Date of decision:17.07.2018

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. A.P.S. Shergill, Advocate
for the petitioner(s) in both cases.

Kr. Yashwant Singh Rathore, Addl. P.P.
U.T. Chandigarh assisted by SI Zile Singh.

Ms. Rashleen Virk, Advocate
for respondent No.2 in both cases.

GURVINDER SINGH GILL, J. (ORAL)

This order shall dispose of above-mentioned two petitions
filed on behalf of petitioner-Vikrant Thakur in **CRM-M-37990-2016** and
petitioner-Pankaj Sharma in **CRM-M-37997-2016** seek quashing of FIR
No.248 dated 18.09.2012 under Sections 408, 420 of the Indian Penal
Code, 1860 (Sections 467, 468, 471/120-B of the Indian Penal Code,
1860 added later on) Police Station Industrial Area, Chandigarh and

proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 22.03.2017 the parties had been directed to appear before the Illaqa Magistrate so as to get the statements recorded as regards the genuineness of the compromise.

Report of learned Judicial Magistrate Ist Class, Chandigarh, has been received wherein it has been reported that statements of complainant-Gurnam Singh as well as both the accused/petitioners namely Vikrant and Pankaj have been recorded and that none of them has any objection if the FIR in question is quashed. It has further been opined therein that the parties have reached at compromise without there being any undue influence, pressure or coercion.

In view of the aforesaid compromise and in the light of ratio of Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the petition is allowed and No.248 dated 18.09.2012 under Sections 408, 420 of the Indian Penal Code, 1860 (Section 467, 468, 471/120-B of the Indian Penal Code, 1860 added later on) Police Station Industrial Area, Chandigarh and all the consequent proceedings arising therefrom are hereby quashed.

(GURVINDER SINGH GILL)
JUDGE

17.07.2018

Gaurav Sorot

Whether reasoned / speaking?

Yes / No

Whether reportable?

Yes / No