

CRM No. M-38933 of 2018(O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No. M-38933 of 2018(O&M)
Date of Decision : 09.10.2018

Karan Malik

...Petitioner

versus

State of U.T. and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Gaurav Gupta, Advocate for the petitioner.

Mr. H.S. Dhanoa, Advocate for respondent No. 2.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking quashing of FIR No. 239, dated 13.08.2018, under Sections 452, 354-A, 354-B, 354-C IPC, registered at Police Station Sector-19, Chandigarh, on the basis of compromise (Annexure P-2) arrived at between the parties.

Learned counsel for the petitioner contends that FIR is an outcome of misunderstanding between the parties, which has now been resolved and the matter has been compromised.

Learned counsel for respondent No. 2, who is present in Court, states that the matter has indeed been compromised.

A co-ordinate Bench of this Court vide order dated 07.09.2018 had directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements with regard to the genuineness of compromise. The report of the Judicial Magistrate Ist Class, Chandigarh, dated 18.09.2018 has been

received, wherein it is stated that in pursuance to the order of this Court, the statements of the parties were recorded, which indicates that they have entered into compromise without any pressure or coercion.

The FIR is an outcome of misunderstanding between the parties and now the matter has been compromised.

In view of the law laid down in "*Narinder Singh Vs. State of Punjab*" 2014 (6) SCC 466, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No. 239, dated 13.08.2018, under Sections 452, 354-A, 354-B, 354-C IPC, registered at Police Station Sector-19, Chandigarh and all consequential proceedings arising therefrom, are hereby quashed qua the petitioner only.

October 09, 2018
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(ANUPINDER SINGH GREWAL)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes/No</i>
<i>Whether reportable?</i>	<i>Yes/No</i>