

CRM-M-7773-2018 (O&M)

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

**Crl. Misc. No.M-7773 of 2018
Date of decision : 21st September, 2018**

Avinash Sharma

.....Petitioner

Versus

Union Territory and another

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Chander Singh, Advocate
for Mr. Rajeev Duggal, Advocate
for the petitioner.

Mr. Lalit Gupta, APP for UT, Chandigarh.

Mr. Akshay Sethi, Advocate
for complainant/respondent No.2.

ANITA CHAUDHRY, J(ORAL)

The instant petition is for quashing of FIR No.110 dated 20.11.2017 registered under Sections 498A and 406 IPC, registered at Police Station Women, Sector 17, U.T., 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 reported that the compromise is voluntary and without any pressure or coercion. The trial Court has also sent the copy of statements of parties.

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Learned counsel for the State 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

21.09.2018
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No