

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-4766-2019 (O&M)

Date of Decision:- 16.5.2019

Capt. Parampal Singh

... Petitioner

Versus

U.T. Chandigarh and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Gurpreet Singh Dhillon, Advocate, for the petitioner.

Mr. Sumit Jain, Addl. PP, for U.T. Chandigarh.

GURVINDER SINGH GILL, J. (Oral)

1. The present petition has been filed for quashing of FIR No.243, dated 14.8.2017, registered at Police Station Sector 17, Chandigarh, under Sections 279, 337, 338 IPC, and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 1.2.2019 the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get the statements recorded.
3. Report of learned Chief Judicial Magistrate, Chandigarh, has been received wherein it has been reported that statement of complainant Kulwinder Singh as well as of petitioner/accused Capt. Parampal Singh, have been recorded to the effect that they have entered into a compromise with the intervention of respectables. The complainant has specifically stated that the matter has been compromised with the

petitioner and he does not want to pursue with the matter. Learned Chief Judicial Magistrate, Chandigarh, opined that the compromise effected between the parties appears to be genuine and effected without any fear or undue influence.

4. In view of the aforesaid report and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the petition is allowed and FIR No.243, dated 14.8.2017, registered at Police Station Sector 17, Chandigarh, under Sections 279, 337, 338 IPC, and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

May 16, 2019

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No