

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

**CRM-M-32897-2018
Date of decision:10.01.2019**

Ajay Kumar

.....Petitioner

Versus

Union Territory of Chandigarh and another

.....Respondents

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Kunal Vinayak, Advocate
for the petitioner.

Mr. J.S. Toor, APP, U.T. Chandigarh.

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioner seeks quashing of FIR No.392 dated 23.12.2015 under Sections 380 and 420 of Indian Penal Code, 1860 and Sections 66-D of Information Technology Act, Police Station Industrial Area, Chandigarh and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 2.8.2018 the parties had been directed to appear before the trial Court/Illaq Magistrate so as to get the statements

recorded with regard to the genuineness of the compromise.

3. Report of learned Judicial Magistrate Ist Class, Chandigarh has been received wherein it has been reported that statements of the petitioner as well as of complainant- Umed Singh have been recorded who have stated that they have compromised the matter and that complainant has no objection if the FIR is quashed. It has specifically been opined by learned Magistrate that the compromise is genuine and has been effected voluntarily without there being any undue influence from any corner.
4. In view of the aforesaid compromise 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.392 dated 23.12.2015 under Sections 380 and 420 of Indian Penal Code, 1860 and Sections 66-D of Information Technology Act, Police Station Industrial Area, Chandigarh and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

(GURVINDER SINGH GILL)
JUDGE

10.01.2019
Gaurav Sorot

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No