

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

CRM-M-46879-2018 (O&M)
Date of Decision:-5.2.2019

Kamaldeep Singh

... Petitioner

Versus

Union Territory of Chandigarh and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Jeevan Gautam, Advocate for the petitioner.

Mr. Amit Kumar Goyal, Addl.P.P., U.T., Chandigarh.

Mr. Arjun Sheoran, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioner seeks quashing of FIR No.59 dated 5.4.2016 registered at Police Station North, Sector 3, Chandigarh under Sections 325, 341 and 294 of Indian Penal Code, 1860 and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 25.10.2018, the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.

Report of learned Judicial Magistrate 1st Class, Chandigarh has been received, wherein it has been reported that statements of petitioner/accused Kamaldeep Singh and also of complainant Pargat Singh

have been recorded to the effect that they have compromised the matter amongst themselves and they have no objection in case the FIR is quashed.

Learned Judicial Magistrate 1st Class, Chandigarh has specifically opined that the parties have entered into compromise voluntarily without there being any pressure, coercion or undue influence.

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 present petition is allowed and FIR No.59 dated 5.4.2016 registered at Police Station North, Sector 3, Chandigarh under Sections 325, 341 and 294 of Indian Penal Code, 1860 and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

5.2.2019

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(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking Yes / No

Whether reportable Yes / No