

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

CRM-M-48010-2018 (O&M)

Date of Decision:-5.3.2019

Kashif Khan and others

... Petitioners

Versus

UT, Chandigarh and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Aminder Singh, Advocate for the petitioners.

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

Mr. Angad Chahal, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.349 dated 28.9.2018 registered at Police Station South Sector 34, Chandigarh under Sections 147, 148, 149, 323, 325 and 506 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 30.10.2018, 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 petitioners/accused Kashif Khan, Raghav and Vikas Malik and also of

complainant Taranpreet 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.

The 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.349 dated 28.9.2018 registered at Police Station South Sector 34, Chandigarh under Sections 147, 148, 149, 323, 325 and 506 of Indian Penal Code, 1860 and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

5.3.2019

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No