

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

CRM-M-24182-2019 (O&M)

Date of Decision:- 7.11.2019

Uday Partap Singh Chahal

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Apanjyot S. Virk, Advocate, for the petitioner.

Ms. Ruchika Sabherwal, AAG, Punjab.

Mr. Uday Jain, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. The present petition has been filed for quashing of FIR No.74, dated 27.3.2019, registered at Police Station Civil Lines, Patiala, under Sections 406, 498-A IPC and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 27.5.2019 the parties had been directed to appear before the Illaqa Magistrate/Trial Court so as to get the statements recorded qua the factum of compromise.
3. Report of learned Judicial Magistrate 1st Class, Patiala, has been received wherein it has been reported that statement of complainant Sukh Sanjam Benipal as well as of the petitioner/accused Uday Partap Singh Chahal, have been recorded to the effect that they have

compromised the matter amongst themselves and the have no objection in case the FIR is quashed.

4. Learned Judicial Magistrate 1st Class, Patiala, has specifically opined that the parties have entered into compromise voluntarily without there being any pressure, coercion or undue influence.
5. 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.74, dated 27.3.2019, registered at Police Station Civil Lines, Patiala, under Sections 406, 498-A IPC, and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

November 7, 2019

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No