

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

CRM-M-41234-2019 (O&M)
Date of Decision:- 13.12.2019

Pardeep Kaushal and others ... Petitioners

Versus

U.T. of Chandigarh and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Dr. Amanpreet Sandhu, Advocate,
for the petitioners.

Mr. Rajiv Vij, Addl. P.P. U.T. Chandigarh.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking quashing of FIR No.213, dated 1.9.2014, registered at Police Station Sector 26, Chandigarh, under Sections 406, 498-A of Indian Penal Code, 1860 and all subsequent proceedings emanating therefrom on the basis of a compromise effected between the parties.
2. Vide order dated 1.10.2019, 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.
3. Report of learned Chief Judicial Magistrate, Chandigarh, has been received, wherein it has been reported that statements of petitioners/accused Pardeep Kaushal, Prem Dass, Sheela Devi and

also of complainant Archana have been recorded to the effect that they have compromised the matter amongst themselves.

4. The complainant in her statement has specifically stated that she has no objection in case the FIR in question is quashed.
5. The learned Chief Judicial Magistrate, Chandigarh, has specifically opined that the parties have entered into compromise voluntarily without there being any pressure, coercion or undue influence.
6. 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.213, dated 1.9.2014, registered at Police Station Sector 26, Chandigarh, under Sections 406, 498-A of Indian Penal Code, 1860 and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioners.

December 13, 2019

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No