

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

CRM-M-64792-2018 (O&M)

Date of Decision:-1.4.2019

Harparkash Kaur and another ... Petitioners

Versus

State of Punjab and another ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Neeraj Madaan, Advocate for the petitioners.

Ms. Rashmi Attri, Assistant Advocate General, Punjab.

Mr. Gurbir Singh Pannu, Advocate for respondent No.2.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.131 dated 25.4.2014 registered at Police Station Central Sector 17, U.T. Chandigarh under Section 420 of Indian Penal Code, 1860 and Section 24 of Emigration Act, 1983 and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 7.1.2019, 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.

Report of learned Chief Judicial Magistrate, Chandigarh has been received, wherein it has been reported that statements of petitioner

No.1/accused Harparkash Kaur and also of complainant Gurshbir Singh Tiwana 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 complainant has specifically stated in his statement that he has compromised the matter qua petitioner No.1 Harparkash Kaur only.

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.

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.131 dated 25.4.2014 registered at Police Station Central Sector 17, U.T. Chandigarh under Section 420 of Indian Penal Code, 1860 and Section 24 of Emigration Act, 1983 and all the consequent proceedings arising therefrom are hereby quashed qua petitioner No.1 only.

1.4.2019

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**(Gurvinder Singh Gill)
Judge**

Whether reasoned/speaking Yes / No

Whether reportable Yes / No