107

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-23497-2020
CRM-M-10948-2020 (O&M)
Date of Decision 23.09.2020

Ashutosh Talwar and another .....Petitioners

Versus

State of Punjab and another ..... Respondents

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

...

(through video conferencing)

Present: Mr. Deepak Gupta, Advocate
for the petitioners.

Mrs. Anju Sharma Kaushik, DAG, Punjab.

...

MANJARI NEHRU KAUL, J. (Oral)

CRM-23497-2020

This is an application for pre-ponement of date in the main case from 27.10.2020 to an early date.

For the reasons mentioned in the application and with no objection from the State, the application is allowed and the date in the main case is preponed to today.

CRM-M-10948-2020

The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 81 dated 29.02.2020 under Sections 354-A, 34 IPC registered at Police Station Faridkot (Annexure P1) on the basis of compromise arrived at between the parties.

Vide order dated 16.03.2020 of this Court, the parties were directed to appear before the learned trial Court/Illaqa Magistrate on

JAWALA RAM
2020.09.23 16:53
I attest to the accuracy and
authenticity of this document
Chandigarh

03.04.2020 to get their statements recorded regarding the compromise arrived at, between them.

In compliance of order dated 16.03.2020, report dated 22.05.2020 has been received from the Chief Judicial Magistrate, Faridkot along with statements of the parties. As per the report, compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will.

In view of the report of the Chief Judicial Magistrate, Faridkot, and the principles laid down by the Apex Court in ***Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303***, and also by the Full Bench of this Court in ***Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052***, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed qua the petitioners.

Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

(MANJARI NEHRU KAUL)
JUDGE

23.09.2020
rupi

Note: Whether speaking/reasoned Yes / No
Whether Reportable: Yes / No

JAWALA RAM
2020.09.23 16:53
I attest to the accuracy and
authenticity of this document
Chandigarh