

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-36204-2019
Decided on : 05.02.2020

Harjodh Singh

..... Petitioner

Versus

UT, Chandigarh & anr.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Pratham Sethi, Advocate
for the petitioner.

Mr. Deepinder Brar, Addl. PP
UT, Chandigarh.

Mr. Mayank Goyal, Advocate
for respondent No.2.

Manjari Nehru Kaul, J.

The instant petition has been filed under Section 482 Cr.PC for quashing of FIR No.103 dated 26.05.2017 under Sections 354/509 IPC (Sections 354-A, 365 and 341 IPC added later on) registered at Police Station West Sector 11, UT, Chandigarh on the basis of compromise deed dated 20.06.2019 (Annexure P-3) arrived at, between the parties.

Vide order dated 25.11.2019 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 05.12.2019 to get their statements recorded regarding the compromise arrived at, between them.

Report dated 14.01.2020 has since been received from the learned JMIC, Chandigarh in pursuance to the direction of this Court. 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. The trial Court has annexed the statements of the parties in original alongwith its report.

Learned counsel for UT, Chandigarh also submits that there are no other accused other than the petitioner and respondent No.2 is the only aggrieved person in the FIR in question.

In view of the report of the learned JMIC, Chandigarh 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.

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

05.02.2020
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Whether speaking/reasoned:	Yes/No
Whether reportable :	Yes/No