

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

**CRM-M-44130-2019
Decided on : 26.02.2020**

Gagan Sharma

... Petitioner(s)

Versus

State of Punjab and another

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Samrit Gill, Advocate for
Mr. Deepak Arora, Advocate
for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition is for quashing of FIR No.161, dated 28.09.2019, lodged under Sections 498-A, 494, 420, 406, 465, 468 of the Indian Penal Code, registered at Police Station City Gurdaspur, District Gurdaspur and the consequential proceedings arising out of the same, on the basis of compromise (Annexure P-3) arrived at, between the parties.

Vide order dated 17th October, 2019 of this Court, the parties were directed to appear before the learned Illaqa Magistrate/Duty Magistrate/trial Court on 28.11.2019 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from the learned Chief Judicial Magistrate, Gurdaspur, in pursuance to the direction of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report, compromise has indeed been effected between the parties and the same is authentic and genuine and the complainant has also made statement to the effect that she would have no

has annexed the statements of the parties in original, alongwith its report.

Learned State counsel too 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 Chief Judicial Magistrate, Gurdaspur 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

February 26, 2020

m. sharma

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