

CRM-M-2901 of 2021

Date of Decision: 12.08.2021

Arshdeep Kaur

...Petitioner

Versus

Union Territory of Chandigarh and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. Sanyam Bhardwaj, Advocate, for the petitioner.

Mr. Amit Kumar, Addl.P.P., UT, Chandigarh.

Mr. Harsh Goyal, Advocate,
for respondents no.2 to 4.

AMOL RATTAN SINGH, J. (Oral)

Case heard via video conference.

By this petition, the petitioner seeks quashing of FIR No.311, dated 23.12.2019, registered at Police Station Industrial Area, Chandigarh, alleging therein the commission of offences punishable under the provisions of Sections 279 and 337 of the IPC, as also all other subsequent proceedings arising therefrom, on the basis of a compromise (copy Annexure P-2), arrived at between the petitioners and respondents no.2 to 4.

Pursuant to the order of this court dated 22.01.2021, a report of the learned Addl. CJM, Chandigarh, dated 22.02.2021, has been received, stating therein that respondent no.2, Joginder Singh (complainant in the FIR), as also respondents no.3 and 4, i.e. injured Khushpal Singh and “victim” Gurwinder Singh, alongwith the petitioner, “Arshdeep Kaur” appeared before that court on 22.02.2021, and got recorded their statements to the effect that the matter has been compromised between them of their

own will, free from any influence (as per the compromise deed annexed with the petition), and that the FIR in question be consequently quashed.

As per the assessment of that court the compromise reached between the parties appeared to be genuine and effected without any fear, pressure and undue influence.

It is to be noticed that learned counsel appearing for respondents no.2 to 4 does not dispute the factum of the compromise reached between the parties.

That being so, looking at the nature of the offences alleged to have been committed (with it to be observed that respondent no.4 is stated to be the person whose motor cycle was damaged in the occurrence), the petition is allowed and FIR No.311, dated 23.12.2019, registered at Police Station Industrial Area, Chandigarh, alleging therein the commission of offences punishable under the provisions of Sections 279 and 337 of the IPC, along with all proceedings emanating therefrom, is hereby quashed.

August 12, 2021

dharamvir

**(AMOL RATTAN SINGH)
JUDGE**

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