

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

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**CRM-M-5813-2021(O&M)
Decided on : 10.03.2021**

SATISH KUMAR MEHTA

... Petitioner(s)

Versus

STATE OF PUNJAB AND ANOTHER

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

PRESENT: Mr. Ramesh Chand Sharma, Advocate
for the petitioner(s).

Mr. Nitin Sharma, Advocate
for respondent No.2.

Mr. Luvinder Sofat, Asstt. AG, Punjab.

MANJARI NEHRU KAUL, J. (Oral)

CRM-6855-2021

For the reasons mentioned in the application, the same is allowed. The main case is taken up for hearing on today itself.

CRM-M-5813-2021

The instant petition is for quashing of FIR No. 56, dated 20.12.2018, under Sections 452, 323 and 506 of IPC, registered at Police Station Nakodar City, District Jalandhar and the consequential proceedings arising out of the same, on the basis of written compromise dated 27.01.2021 (Annexure P-2) arrived at, between the parties.

Vide order dated 09.02.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 11.02.2021 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from the learned trial Court, 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 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 trial Court 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

March 10, 2021

S.Sharma(syr)

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