

239.

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-6936-2020 (O&M)

Date of decision: 24.02.2021

JAGRUP SINGH @ JAGROOP SINGH AND OTHERS ... Petitioners

versus

UNION TERRITORY OF CHANDIGARH AND ANOTHER
.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Ms. Menka Gupta, Advocate, for
Mr. Vikas Cuccria, Advocate, for the petitioners.

Mr. Viranjeet Singh Mahal, APP, UT, Chandigarh,
for respondent No.1.

Mr. Ashok Bhardwaj, Advocate, for respondent No.2.

HARI PAL VERMA, J.(Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.62 dated 12.06.2017 registered under Sections 406, 498-A of IPC at Police Station Women Cell, District Chandigarh (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 17.01.2020 (Annexure P-3).

Learned counsel appearing on behalf of the petitioners states that in **CRM-M-24699-2017** titled as **Jagrup Singh Versus U.T., Chandigarh and another**, the matter was referred to the Mediation and Conciliation Centre of this Court, whereby the parties have arrived at a compromise vide settlement/agreement dated 17.01.2020.

Counsel for respondent No.2, on instructions from respondent No.2-Gurinder Kaur, who is present through video conferencing, states that the matter has been compromised between the parties and he has no objection in case the present FIR is quashed on the basis of compromise.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

Hon'ble Supreme Court in ***Gold Quest International Private Limited Versus State of Tamil Nadu and others-2014 (4) RCR (Criminal) 206*** has held that the disputes which are substantially matrimonial in nature, or the civil property disputes with criminal facets, if the parties have entered into settlement, and it has become clear that there are no chances of conviction, there is no illegality in quashing the proceedings under Section 482 Cr.P.C. read with Article 226 of the Constitution.

Thus, following the principles laid down by the Full Bench judgment of this Court in ***Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052*** and approved by the Hon'ble Supreme Court in ***Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*** as also in the light of ***Gold Quest International Private Limited's case (supra)***, this petition is allowed and F.I.R. No.62 dated 12.06.2017 registered under Sections 406, 498-A of IPC at Police Station Women Cell, District Chandigarh (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioners on the basis of compromise dated 17.01.2020 (Annexure P-3).

24.02.2021
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(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned? Yes/No
Whether reportable? Yes/No