

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

(Through Video Conferencing)

CRM-M-17019-2021

Date of Decision: 02.08.2021

GURSIMRAN SINGH AND ANOTHER

.....Petitioners

V/s.

STATE OF U.T., CHANDIGARH AND ANOTHER

.....Respondents

CORAM: **HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL.**

Present: Mr. Arshdeep Bhullar, Advocate,
for the petitioners.

Mr. Y.S. Rathore, APP, U.T., Chandigarh.

Mr. Charanjit Singh Bakshi, Advocate,
for the complainant.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition is filed for quashing of FIR No.17 dated 14.03.2018 lodged under Sections 406, 498-A, 406 and 506 of the Indian Penal Code, 1860 registered at Police Station Sector-17, Chandigarh alongwith all consequential proceedings arising out of the same, on the basis of compromise dated 10.04.2021 (Annexure P-2).

Vide order dated 27.04.21 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate to get their statements recorded regarding the compromise arrived at, between them.

Reports dated 19.05.2021 has since been received from learned Judicial Magistrate Ist Class, Chandigarh 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 without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that he would have no objection if the FIR *qua* the petitioners is quashed. The trial Court has annexed a copy of the statements of the parties alongwith its report.

Learned State counsel too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the FIR in question.

In view of the report of the learned Judicial Magistrate 1st Class, 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 the same are quashed.

Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

August 2, 2021

Ess Kay

[MANJARI NEHRU KAUL]
JUDGE

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