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

**CRM-M- 37928-2020
Date of Decision: 26.11.2021**

Rakesh Kumar

..... Petitioner

Versus

U.T. Chandigarh and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Rajeev Sharma (Raju), Advocate,
for the petitioner.

Mr. Anupam Bansal, APP, UT, Chandigarh.

Mr. Ankit Rana, Advocate,
for respondent No.2.

SUDIP AHLUWALIA J. (ORAL)

In this petition, the petitioner, who is an accused in FIR No.144, dated 28.05.2019, under Sections 356 and 379 of the Indian Penal Code, registered at Police Station Central Sector-17, Chandigarh (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings, on the basis of compromise.

[2]. With the intervention of respectables and elderly people of the society, respondent No.2 has arrived at a settlement with the accused persons vide the Compromise Deed (Annexure P-2), which is duly signed by both the parties. The matter was referred to the Court below for recording of statements of the parties and to report with respect to genuineness of the compromise arrived at between the parties. The Judicial

Magistrate Ist Class, Chandigarh (Duty Magistrate), vide report dated 15.12.2020, has apprised this Court that the compromise arrived at between both the parties is genuine and without any pressure.

[3]. Ld. Counsel appearing for respondent No.2 also does not dispute the factum of compromise.

[4]. In view of the report of the Judicial Magistrate Ist Class, Chandigarh (Duty Magistrate), and in view of the decisions of the Hon'ble Supreme Court in “Gian Singh Vs. State of Punjab and another”, 2012(4) RCR (Criminal) 543 and “Narinder Singh and Others Vs. State of Punjab and Another”, (2014) 6 SCC 466, this Court is of the opinion that no useful purpose can be served by keeping with the criminal proceedings pending, since respondent No.2 has herself compromised the dispute with the petitioner/accused.

[5]. In the circumstances, the present petition is allowed. FIR No.144, dated 28.05.2019, under Sections 356 and 379 of the Indian Penal Code, registered at Police Station Central Sector-17, Chandigarh (Annexure P-1), with all consequential proceedings arising therefrom, is hereby quashed qua the present petitioner.

26.11.2021

Apurva

(SUDIP AHLUWALIA)

JUDGE

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No