

CRM-M No.39575 of 2020

Date of Decision : 07.04.2021

Jaswinder Pal & another

.....Petitioners

Versus

State of U.T. Chandigarh & others

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Mr. Gurbir Singh Sandhu, Advocate
for the petitioners.

Mr. Anupam Bansal, Addl. Public Prosecutor, U.T. Chandigarh
for respondent Nos.1 to 3.

Ms. Kuljeet Kaur, Advocate
for respondent No.4/complainant.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioners, who are accused in F.I.R No.132 dated 13.10.2019, under Sections 406, 498-A of the IPC, later on added 494 of IPC, registered at Woman Police Station Sector-17, Chandigarh (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings arising therefrom, on the basis of compromise.

2. With the intervention of respectables and elderly people of the society, the complainant has arrived at a settlement with the accused persons vide Compromise Deed (Annexure P-2), which is duly signed by him. 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 Ld. Judicial Magistrate, 1st Class, Chandigarh, vide report dated 09.02.2021 has apprised this Court that the

compromise arrived at between the parties is genuine and without any pressure.

3. Respondent No.4 is represented by her Counsel who does not dispute the factum of compromise.

4. In view of the report of the Ld. Judicial Magistrate, 1st Class, Chandigarh, and in view of the decision 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 the Respondent No.4 has himself compromised the dispute with the accused persons.

5. In the circumstances, the present petition is allowed. F.I.R No.132 dated 13.10.2019, under Sections 406, 498-A of the IPC, later on added 494 of IPC, registered at Woman Police Station Sector-17, Chandigarh (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioners.

07.04.2021
Jitesh (JTS)

(SUDIP AHLUWALIA)
JUDGE

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