

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

CRM-M-44394-2021

Date of Decision: 22.11.2021

Jagdeep Singh Ahuja

..... Petitioner

Versus

State of U.T., Chandigarh and another

.....Respondents

(Through Video Conferencing)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Rupender Singh Rana, Advocate, for the petitioner.

Mr. Sumit Jain, APP for U.T., Chandigarh.

Mr. Sanjeev Kumar, Advocate
for respondent No.2.

MANJARI NEHRU KAUL J. (Oral)

Instant petition has been filed under Section 482 Cr.P.C for quashing of FIR No.237 dated 23.09.2016, under Sections 500, 506, 509 of IPC and Section 67 of Information Technology Act, 2000, registered at Police Station Industrial Area, Chandigarh and all the consequential proceedings arising out of the same, on the basis of compromise arrived at, between the parties.

Learned counsel for the petitioner submits that on account of trivial misunderstanding, FIR in question came into existence at the instance of respondent No.2 and now the matter stands amicably resolved between the parties.

Vide order dated 25.10.2021 of this Court, the parties were directed to appear before the Illaqa Magistrate/learned trial Court on 29.10.2021 to get their respective statements recorded regarding the compromise arrived at, between them.

Report dated 08.11.2021 has since been received from the Chief Judicial Magistrate, Chandigarh in pursuance to the direction of this Court. As per the report, compromise has indeed been effected between the parties and the same is genuine, voluntary, out of free will of the parties, without their being any sort of pressure or coercion from any corner. The trial Court has annexed the photocopies of the statement of the parties alongwith its report.

Learned State counsel also 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 Chief Judicial Magistrate, 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(s) is allowed. The aforesaid FIR along with all consequential proceedings arising out of them, 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

November 22, 2021
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Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No