

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

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**CRM-M-5073-2021 (O&M)
Date of Decision: 05.04.2022**

Suresh Kumar & others ...Petitioners

Versus

State of UT Chandigarh & another ...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Diwan S. Adlakha, Advocate, for the petitioners.

Ms. Vasundhara Dalal Anand, APP, for respondent No.1.

Mr. Mandhir Singh Virk, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking quashing of FIR No.605 dated 04.11.2015 registered at Police Station Mouli Jagran, UT Chandigarh, under Sections 380/454 IPC (Sections 411/34 IPC added later on) and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 03.02.2021, the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.
3. Report of learned Judicial Magistrate Ist Class, Chandigarh has been received, wherein it has been reported that the statements of saccused/petitioners, namely, Suresh Kumar, Anil Kumar, Gita Devi, Madan Lal and Suman as well as of complainant Gurmeet

Singh have been recorded to the effect that they have compromised the matter amongst themselves.

4. The complainant Gurmeet Singh in his statement has stated that he has no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate Ist Class, Chandigarh, has specifically opined that the compromise effected amongst the parties is genuine and without any coercion or undue influence.
6. In view of the aforesaid compromise and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the present petition is allowed and FIR No.605 dated 04.11.2015 registered at Police Station Mouli Jagran, UT Chandigarh, under Sections 380/454 IPC (Sections 411/34 IPC added later on) and all subsequent proceedings emanating therefrom are hereby quashed qua petitioners.

05.04.2022

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No