

CRM-M-5885-2021 (O&M)

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

**CRM-M-5885-2021 (O&M).
Decided on: May 10, 2022.**

Eshan Verma

.. Petitioner

VERSUS

State of Punjab and another

.. Respondents

*** * ***

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH
*** * ***

**PRESENT Mr.Raman Goklaney, Advocate,
for the petitioner.**

Ms.Jaspreet Kaur, AAG, Punjab.

**Mr.Rahul Arora, Advocate,
for respondent No.2.**

KARAMJIT SINGH, J. (ORAL)

Present petition is for quashing of FIR No.210 dated 10.10.2020 registered under Section 379-B IPC, at Police Station City Fazikla, (Annexure P-1) on the basis of compromise/affidavit dated 26.10.2020 (Annexures P-2 and P-3) along with other consequential proceedings arising thereto.

The above stated FIR was registered on the statement of the complainant/respondent No.2 Sushma Rani in which she alleged that on

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9.10.2020, petitioner snatched her tops/ear rings.

On notice of motion, respondent No.2 appeared in the Court through her counsel and pleaded that she has no objection if the FIR in this case is quashed on the basis of the aforesaid compromise which has been effected between the parties.

During the course of preliminary hearing, the trial Court/Illaqa Magistrate was directed to record the statements of all the concerned parties with regard to genuineness and validity or otherwise of the aforesaid compromise.

In compliance thereof, report from the Court of Mr.Amit Kumar Garg, Chief Judicial Magistrate, Fazilka, along with statements of the parties has been received, in which, it is mentioned that the compromise is genuine and there was no undue influence or coercion from any side.

I have heard learned counsel for the parties

Learned counsel for the parties are *ad idem* that in view of the settlement effected between the parties, the present petition deserves to be accepted. It has also come on record that the aforesaid compromise is genuine and the parties effected the same without any undue influence or coercion.

I am of the view that the aforesaid compromise is in the welfare and interest of the parties and will enable the parties to live in peace and enjoy their life in a dignified manner. Also there is no legal impediment

in translating their wishes into reality by putting an end to the criminal prosecution initiated on the basis of FIR in question.

For the reasons aforesated and having regard to the law laid down by the Hon'ble Apex Court in Gian Singh v. State of Punjab and another, 2012 (4) RCR (Criminal) 543 and Five Judges Bench of this Court in Kulwinder Singh and others v. State of Punjab and another, 2007(3) RCR (Criminal) 1052, this petition is allowed and FIR No.210 dated 10.10.2020 registered under Section 379-B IPC, at Police Station City Fazikla, (Annexure P-1) on the basis of compromise/affidavit dated 26.10.2020 (Annexures P-2 and P-3) along with other consequential proceedings arising thereto are hereby quashed qua the petitioner.

May 10, 2022.
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(KARAMJIT SINGH)
JUDGE

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