

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

257

CRM-M-48702-2021 (O&M)

Date of Decision: 20.05.2022

Subhash Chopra & others

...Petitioners

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Ms. Arti Kaur, Advocate, for
Mr. Rahul Bhargava, Advocate, for the petitioners.

Mr. Luvinder Sofat, AAG, Punjab.

Ms. Pratula Sethi, Advocate, for respondents No.2 & 3.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking quashing of FIR No.101 dated 17.09.2021 registered at Police Station Division D, District Police Commissionerate, Amritsar, under Sections 380/452/323/325/506/148/149 IPC and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 06.12.2021, 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, Amritsar, has been received, wherein it has been reported that the statements of accused/petitioners, namely, Gagan Chopra, Nikhil Chopra,

Neelam Chopra, Subash Chander and Heena Chopra as well as of complainant Anita Mahajan and injured Manu Mahajan have been recorded to the effect that they have compromised the matter amongst themselves.

4. The complainant Anita Mahajan and injured Manu Mahajan in their statements have stated that they have no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate Ist Class, Amritsar, has specifically opined that the parties have entered into compromise as per their free Will and without any 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.101 dated 17.09.2021 registered at Police Station Division D, District Police Commissionerate, Amritsar, under Sections 380/452/323/325/506/148/149 IPC and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioners.

20.05.2022
Vimal

(GURVINDER SINGH GILL)
JUDGE

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