

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

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(Through Video Conferencing)

CRM-M-51035-2021

Date of decision: 07.02.2022

Mantu Kumar and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. N.S. Dandiwal, Advocate
for the petitioners.

Mr. Luvinder Sofat, AAG, Punjab
for respondent No.1-State.

Mr. Kuldeep Singh Saini Seth, Advocate
for respondents No.2 and 3.

MANJARI NEHRU KAUL, J. (ORAL)

The instant petition is for quashing of FIR No. 23, dated 29.02.2016 (Annexure P-1), under Sections 354-A(1) of IPC, registered at Police Station Focal Point, District Police Commissionerate Ludhiana, and all the subsequent proceedings arising therefrom, on the basis of compromise dated 01.12.2021 (Annexure P-2).

Learned counsel for the petitioners *inter alia* submits that on account of a trivial dispute and some misunderstanding, the FIR in question came to be registered at the instance of respondent No.2, wherein, she levelled allegations that the petitioners had indulged in eve-teasing and on one occasion even slapped her. However, subsequently, the misunderstanding between the complainant (respondent No.2) and the petitioners has been cleared vide compromise dated 01.12.2021 (Annexure P-2).

Learned counsel for respondents No.2 and 3 does not

dispute the submissions made by counsel opposite and also does not oppose the prayer for quashing of FIR on the basis of compromise.

Vide order dated 06.12.2021 of this Court, the parties were directed to appear before the learned trial Court/Illaqa Magistrate on 06.01.2022 to get their statements recorded regarding the compromise arrived at, between them.

Report has since been received from learned Additional Sessions Judge, (Fast Track Special Court), Ludhiana, in pursuance to the direction of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made a statement to the effect that she would have no objection if the FIR *qua* the accused-petitioners is quashed.

The trial Court has annexed the statements of the parties in original, alongwith its report.

Learned State counsel too submits that there are no other accused other than the petitioners and respondents No.2 and 3 are the only aggrieved person in the FIR in question.

In view of the report of the learned Additional Sessions Judge, (Fast Track Special Court), Ludhiana 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 ***Narinder Singh and others Vs. State of Punjab and another, 2014(2) RCR (Criminal) 482***, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

07.02.2022

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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