

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

**CRM-M-4074-2021 (O&M)
Date of decision : 27.02.2023**

Dinesh Gupta and another

.....Petitioners

versus

Union Territory Chandigarh and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Rakesh Gupta Advocate
for the petitioners.

Mr. Jaswinder Singh Rana, Advocate for
Mr. Deepinder Brar, Addl. PP, UT Chandigarh.

Mr. Ankit Chowdhi, Advocate
for respondent No.2.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for quashing of FIR No.344 dated 26.09.2018, under Sections 420 read with Section 120-B of IPC, registered at Police Station Sector-36, Chandigarh along with subsequent proceedings arising therefrom.

Learned counsel for the petitioners has submitted that after registration of the FIR, both the parties have amicably resolved their issue by way of amicable settlement. He submits that petitioner has honoured the terms and conditions of the compromise arrived at and on account of the same, both the parties were directed to record their statements before the Magistrate. He submits that both the parties thereafter appeared before the Magistrate and duly recorded their statements. He has submitted that in view of the same, prosecution of the petitioners is nothing but an abuse of the FIR on the basis of compromise to be quashed.

On the other hand, learned counsel for respondent No.2 has opposed the submissions made by counsel for the petitioners. He has submitted that though there was compromise arrived at between both the parties, however, the petitioners have not honoured the terms and conditions and hence, he does not agree with the compromise contended by counsel for the petitioners. He submits that respondent No.2 wants to contest the case on merits.

After arguing for some time, learned counsel for the petitioners prays for withdrawal of the petition with liberty to the petitioners to avail alternative remedies as available to them under law.

Allowed to do so.

Dismissed as withdrawn with liberty as prayed for.

(**RAJESH BHARDWAJ**)
JUDGE

27.02.2023
m. sharma

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