

276 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-22873-2023

Date of Decision:16.08.2023

Jagdeep Arora

...Petitioner

vs.

State of U.T., Chandigarh and another

...Respondents

Coram : Hon'ble Mr. Justice N.S.ShekhawatPresent : Mr. Sunil Kaushik, Advocate
for the petitioner.

Mr. Shashank Bhandari, APP. UT, Chandigarh.

Mr. Sukhwinder Singh Kainth, Advocate
for respondent No.2.

N.S.Shekhawat J. (Oral)

1. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No.0180 dated 06.07.2021 under Sections 420, 406, 416, 467, 468, 471, 362, 120-B of IPC, registered at Police Station Sector-39, Chandigarh (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 09.08.2022 (Annexure P-2).

2. Vide order dated 08.05.2023, a Co-ordinate Bench of this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise dated 09.08.2022 (Annexure P-2).

3. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Chandigarh and got their statements recorded.

Report dated 22.05.2023 has been received whereby after recording the

statements of the parties, the Court below has shown its satisfaction that the compromise is genuine, voluntary and without any coercion or undue influence.

4. I have heard counsel for the parties and gone through the case file.

5. In the light of the satisfaction shown by the Court below and considering the offence for which the accused have been charged are not of serious nature, together with the fact that compromise will go a long way in ironing out the differences for betterment of future life of the parties and also in view of the law laid down in **Gian Singh Vs. State of Punjab and another, 2012 (4) RCR (Criminal) 543** and **Kulwinder Singh and others Vs. State of Punjab 2007(3) RCR (Criminal) 1052**, the present petition for quashing the FIR is allowed qua the petitioner.

6. Resultantly, FIR No.0180 dated 06.07.2021 under Sections 420, 406, 416, 467, 468, 471, 362, 120-B of IPC, registered at Police Station Sector-39, Chandigarh (Annexure P-1) alongwith all consequential proceedings arising therefrom on the basis of compromise dated 09.08.2022 (Annexure P-2) are hereby quashed qua the petitioner.

16.08.2023
hemlata

(N.S.SHEKHAWAT)
JUDGE

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