

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

261

CRM-M-2368-2024

Date of decision: 01.04.2024

Manish Bhalla @ Manu Kashyap

.....Petitioners

Versus

The State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Vaibhav Bhargav, Advocate and
Mr. Rajesh Kumar, Advocate
for the petitioner.

Mr. Iqbalpreet Singh, AAG, Punjab.

Ms. Srishti S.Sharma, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition is for quashing of FIR No.444 dated 07.08.2021 under Sections 419, 420, 465, 467, 468, 471 of the Indian Penal Code, 1860 and Section 12 of the Passport Act, 1967 registered at Police Station Zirakpur, District SAS Nagar (Mohali) and all consequential proceedings arising out of the same, on the basis of compromise dated 08.01.2024 (Annexure P-2) arrived at, between the parties.

2. Vide order dated 16.01.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 16.02.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate Ist Class, Dera Bassi, in pursuance of the directions 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 statement to the effect that she would have no objection if the FIR *qua* the accused-petitioner is quashed.

4. The Trial Court has annexed copies of statements of the parties alongwith its report.

5. Learned State counsel too submits that there is no other accused other than the petitioner and respondent No.2 is the only aggrieved person in the FIR in question.

6. In view of the report of the learned Judicial Magistrate Ist Class, Dera Bassi 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 *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052*, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed qua petitioner.

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

01.04.2024
Vinay

(MANJARI NEHRU KAUL)
JUDGE

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