

...RESPONDENTS

Present: Mr. Sourav, Advocate for
Mr. Binat Sharma, Advocate for the petitioner.

Mr. Manish Bansal, P.P., U.T. Chandigarh with
Mr. Ankush Singla, Advocate
for respondent No.1-U.T. Chandigarh.

Mr. Shivam Joshi, Advocate for respondent No.2.

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.166 dated 26.09.2023 registered under Sections 279, 337 of Indian Penal Code at Police Station Sector 39, District Chandigarh (Annexure P-1) and all subsequent proceedings arising therefrom in view of the compromise dated 11.10.2023/12.10.2023 (Annexure P-2).

“This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No. 166, dated 26.09.2023 registered under Sections 279, 337 of Indian Penal Code at Police Station Sector-39, Chandigarh (Annexure P-1) and all subsequent proceedings arising therefrom in view of the compromise dated 11.10.2023/12.10.2023 (Annexure P-2).

In view of the resolution passed by Punjab & Haryana High Court Bar Association, there is no representation on behalf of the petitioner, however, pleadings of the case would indicate that the petitioner and respondent No. 2 have settled their dispute amicably by executing compromise deed dated 11.10.2023/12.10.2023. (Annexure P-2).

Notice of motion.

Parties are directed to appear before the learned trial Court/Illaq Magistrate within a period of 02 weeks from today or any other date convenient to the trial Court/Illaq Magistrate for getting their statements recorded in terms of the compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of the compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 29.02.2024.

A copy of this order be sent to learned trial Court/Illaq Magistrate through fax for compliance. Registry is also directed to intimate the counsel for the petitioners, about the date fixed.”

3. In compliance of the above order, a report has been received from the concerned jurisdictional Court that the compromise between the parties is genuine and arrived at without any pressure or coercion from anyone.
4. In view of the compromise and the ratio of law laid down by the Hon’ble Supreme Court in **Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466, Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834** and **Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63** and Full Bench of this Court in **Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (CrL) 1052**, this petition is allowed and FIR No.166 dated 26.09.2023 registered under Sections 279, 337 of Indian Penal Code at Police Station Sector 39, District Chandigarh (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

February 29, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

(i)	Whether speaking/reasoned	Yes/No
(ii)	Whether reportable	Yes/No