



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

CRM-M-29636-2024
Date of decision: 18.07.2024

HARPREET SINGH ALIAS HAPPY

...PETITIONER

V/S

STATE OF U.T. CHANDIGARH AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Dinesh Maurya, Advocate
for the petitioner.

Mr. Viranjeet Singh Mahal, Addl. P.P. UT Chandigarh.

Ms. Sheena Khanna, Advocate
for respondent No.2.

HARPREET SINGH BRAR J. (ORAL)

1. This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.0139 dated 07.09.2019 registered under Sections 354-D and 509 IPC at Police Station Mani Majra, Chandigarh (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 11.05.2024 (Annexure P-2).

2. Ms. Sheena Khanna, Advocate has put in appearance on behalf of respondent No.2 and filed his *vakalatnama* which is taken on record. Registry is directed to tag the same at the appropriate place.

3. The following order was passed on 11.06.2024 :-

"Notice of motion.

*Mr.Viranjeet Singh Mahal, Addl.P.P., UT, Chandigarh and
Ms.Savita Rana, Advocate, who appears in person, accept notice
on behalf of respondent No.1 and respondent No.2, respectively.*



Learned counsel for the petitioner undertakes to supply a complete set of the paper book to learned counsel for the respondents during the course of the day.

Through the present petition filed under Section 482 Cr.P.C. the petitioner seeks quashing of FIR No.0139 dated 07.09.2019 registered under Sections 354-D and 509 IPC at Police Station Mani Majra, Chandigarh on the strength of a written compromise dated 11.05.2024 (Annexure P-2) entered into between the parties.

The petitioner as also respondent No.2 through their counsel are directed to appear before the Illaqa Magistrate/Trial Court on 14.06.2024 to get their statements recorded to the effect that the compromise has actually been arrived at between them. After recording of the statements, the Trial Court would furnish to this Court its report alongwith the recorded statements on or before the adjourned date, clearly opining therein with respect to the veracity of the compromise, if any, between the parties.

The Illaqa Magistrate/Trial Court would also apprise this Court whether all the accused are party to the compromise and whether any of the accused have ever been declared proclaimed offender(s) and if is there any other criminal case pending against them.

To await the report of the Illaqa Magistrate/Trial Court, adjourned to 18.07.2024.”

4. In compliance of the aforesaid 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.

5. 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.0139 dated 07.09.2019 registered under Sections 354-D



and 509 IPC at Police Station Mani Majra, Chandigarh (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioner.

July 18, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

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