



**244 IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH**

CRM-M-40292-2024 (O&M)

Date of Decision: 24.09.2024

CHIRAG DEVENDER NATH ALIAS CHIRAG NATH AND OTHERS

...Petitioner

V/S

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Hitesh Kumar Sammi, Advocate
for the petitioners.

Mr. Rishabh Singla, AAG Punjab.

Mr. Sidhant Vermani, 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.0006 dated 13.01.2018 under Sections 420/406/498-A of IPC registered at Police Station Women District Police Commissionerate Ludhiana, Punjab (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 04.08.2024 (Annexure P-2).

2. The following order was passed on 21.08.2024:

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.0006 dated 13.01.2018 under Sections 420/406/498-A of IPC registered at Police Station Women District Police Commissionerate Ludhiana, Punjab (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 04.08.024 (Annexure P-2).

Learned counsel for the petitioners submits that petitioners No.2 & 3 are 80 years and 75 years of age, respectively and they are resident of Mumbai and travelling to Ludhiana would cause them great inconvenience and hardship, therefore, a request for



recording their statements through Video Conferencing is made.

In view of the above, the prayer made by counsel for the petitioners is allowed. Petitioners No.2 & 3 are allowed to record their statements through Video Conferencing before the learned jurisdictional Magistrate.

Notice of motion for 24.09.2024.

At this stage, on the asking of the Court, Mr. Subhash Godara, Addl.A.G., Punjab accepts notice on behalf of respondent No.1-State and Mr. Sidhant Vermani, Advocate accepts notice for respondent No.2 and files his memorandum of appearance and admits to the factum of compromise. Copy of the paper book be supplied to them during the course of day. Learned counsel appearing for respondent No.2 is directed to file his power of attorney on or before the next date of hearing.

Service is complete.

In the meanwhile, the parties are directed to appear before the learned trial Court/Illaq Magistrate within two weeks from today or any other date convenient to the trial Court/Illaq Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 24.09.2024.

A copy of the order be sent to learned trial Court/Illaq Magistrate through fax for compliance.”

3. 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.

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.0006 dated 13.01.2018 under Sections 420/406/498-A of IPC registered at Police Station Women District Police Commissionerate Ludhiana, Punjab (Annexure P-1) along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

24.09.2024

Ajay Goswami

(HARPREET SINGH BRAR)

JUDGE

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