

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

275

CRM-M No.48513 of 2021

Date of Decision: 22.04.2024

PARAMJEET KAUR**.....Petitioner(s)****Vs****STATE OF UT, CHANDIGARH AND ORSRespondents****CORAM: HON'BLE MR. JUSTICE HARKESH MANUJA**

Present: Mr. Nitin Verma, Advocate
for the petitioner.

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

Mr. Sudesh K. Pandey, Advocate for
Mr. Surinder Thakur, Advocate
For respondent Nos.2 to 4.

HARKESH MANUJA, J. (Oral)

1. By way of present petition filed under Section 482 Cr.P.C., prayer is made for quashing of FIR No.39 dated 19.04.2019 registered under Sections 279, 337, 338 (added later on) IPC at P.S. Sector 49, UT, Chandigarh (Annexure P-1) along with all consequential proceedings arising therefrom on the basis of compromise deed dated 28.09.2021 (Annexure P-2).

2. Vide order dated 10.02.2023, both the parties were directed to appear before the Trial Court/Illaq Magistrate for recording their statements with regard to the validity of compromise.

3. In pursuance of the aforesaid order dated 10.02.2023 passed by this Court, whereby the parties were directed to appear before the Trial Court for getting their statements recorded as regards the veracity of compromise arrived at

between them, a report dated 11.05.2023 has been received from the concerned court, stating that compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. No accused has been declared as proclaimed offender.

4. Thus once, the compromise has been arrived at between the parties without any pressure and respondent Nos.2 to 4 having no objection as regards quashing of FIR as well as all other subsequent proceedings arising out of the same against the petitioners; there does not appear to be any impediment as regards quashing of present FIR qua the petitioner. Even otherwise, in order to maintain peace and harmony between the parties, particularly under the present circumstances wherein the alleged offences have no societal interest involved, it would be appropriate to render complete quietus to the aforementioned dispute by quashing the FIR on the basis of compromise entered into between the parties.

5. The parties having settled their dispute so as to live in peace in future, no useful purpose would be served by proceeding further with the criminal proceedings. In the light of above developments, no cause remains for the Trial Court to invest further time and effort in adjudicating this FIR. The compromise in question is even found to be fully in consonance with the direction issued by the Court in **Kulwinder Singh & Ors. Vs. State of Punjab 2007(3) RCR (Criminal) 1052** and **Gian Singh Vs. State of Punjab & Anr., 2012(4) RCR (Crl.) 543.**

6. Thus, in view of the aforesaid report, accompanied by statements of both the parties as well as keeping in mind the law laid down in the aforementioned judgments, the FIR No.39 dated 19.04.2019 registered under Sections 279, 337, 338 (added later on) IPC at P.S. Sector 49, UT, Chandigarh as

well as all the subsequent proceedings arising therefrom are hereby quashed qua the petitioner.

7. Accordingly, petition stands allowed, however, subject to payment of cost(s) of Rs.5,000/- to the deposited with the Niskam Seva Society, Ambala City, within a period of two weeks from today.

April 22, 2024

Atik

Whether speaking/reasoned

Whether reportable

(HARKESH MANUJA)

JUDGE

Yes/No

Yes/No