



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

131

CRM-M-46858-2024

Date of decision: 26.11.2024

Jaspal Kaur

.....Petitioner

Versus

State of Union Territory Chandigarh and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Varinder Chhibbar, Advocate
for the petitioners.

Mr. Ankur Bali, Addl. P.P., U.T., Chandigarh
assisted by ASI Ram Lubhaya.

Mr. Nikhil Lohiya, Advocate
for respondents No.2 and 3.

MANJARI NEHRU KAUL, J. (ORAL)

1. The instant petition is for quashing of FIR No.129 dated 26.07.2023 under Sections 279, 337, 427 of the Indian Penal Code, 1860 registered at Police Station Sector 17, Chandigarh and all consequential proceedings arising out of the same, on the basis of compromise 13.08.2024 (Annexure P-2) arrived at, between the parties.

2. Vide order dated 15.10.2024 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 05.11.2024 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Chief Judicial Magistrate, Chandigarh, in pursuance of the directions of this Court, wherein, the factum of the compromise arrived at between the parties



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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 complainants have also made statement to the effect that they 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 respondents No.2 and 3 are the only aggrieved persons in the FIR in question.

6. In view of the report of the learned Chief Judicial Magistrate, Chandigarh and the principles laid down by Hon'ble 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.

26.11.2024

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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