

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

CRM-M-49960-2023

DATE OF DECISION: 15.01.2024

SUNIL KUMARI

.....PETITIONER

VERSUS

UNION TERRITORY OF CHANDIGARH AND ANR.

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA.

Present: Mr. Varun Aryan Sharma, Advocate
for the petitioner.

Mr. Y.S. Rathore, Addl. P.P., U.T., Chandigarh assisted by
Ms. Sudha Singh, Advocate and
Mr. K.R. Yuvraj Singh Rathore, Advocate
for the respondent.

DEEPAK GUPTA, J (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.174 dated 29.10.2021, registered under Sections 323, 341, 506 of IPC at Police Station Industrial Area, Chandigarh and all subsequent proceedings arising therefrom on the basis of compromise.

This Court vide order dated 15.11.2023 had directed the parties to appear before the Trial Court/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to send his/her report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate 1st Class, Chandigarh and got their statements

recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 06.01.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Statement of Respondent No.2-complainant, namely, Renu Bala with regard to compromise was recorded before learned Magistrate on 17.11.2023.

Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R. following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and F.I.R. No.174 dated 29.10.2021, registered under Sections 323, 341, 506 of IPC at Police Station Industrial Area, Chandigarh and all subsequent proceedings arising therefrom on the basis of compromise qua petitioner(s), are hereby quashed.

15.01.2024

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(DEEPAK GUPTA)
JUDGE

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