



IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

254

CRM-M-58091 of 2022
DATE OF DECISION: 01.08.2024

Mukesh Kumar and othersPetitioners

VERSUS

State of U.T, Chandigarh and anotherRespondents

CORAM HON’BLE MR. JUSTICE HARPREET SINGH BRAR

Present Mr.Priya Singla, Advocate,
for the petitioners.

Mr. C.S.Bakshi, Addl. PP, UT, Chandigarh
assisted by ASI Yudhvir Singh.

HARPREET SINGH BRAR, J (ORAL)

1. This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.0015 dated 04.01.2019, under Sections 406 and 498- A IPC, registered with Women Police Station Chandigarh (Annexure P-1) and all subsequent proceedings arising therefrom in view of the compromise Annexure P-2.
2. The following order was passed on 01.07.2024:-

“Learned counsel for the petitioners submits that in compliance of the order dated 13.05.2024, passed by this Court, the statements of the private parties could not be recorded as petitioner No. 2, had unfortunately passed away.

In view of the above, name of petitioner No. 2-Om Parkash be deleted from the list of petitioners mentioned in the memo of parties. Registry is directed to do the needful in this regard. Petitioners No. 1 and 3 and respondent No. 2 are directed to appear before the learned trial Court/Illaq Magistrate within a period of two weeks or any other date convenient to the trial Court/Illaq Magistrate to get their statements recorded in the same terms as mentioned in the order dated 13.05.2024.



Report of learned Illaqa Magistrate/trial Court be awaited for 01.08.2024.”

3. In compliance of the above 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.0015 dated 04.01.2019, under Sections 406 and 498- A IPC, registered with Women Police Station Chandigarh (Annexure P-1) and all subsequent proceedings arising therefrom in view of the compromise Annexure P-2 are quashed, qua the petitioners.

01.08.2024
mamta

(HARPREET SINGH BRAR)
JUDGE

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