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

CRM-M-64765-2024

Date of Decision: **11.02.2025**

Narinderbir Singh and others

...Petitioners

Versus

UT of Chandigarh and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Ms. Shazia K. Singh, Advocate
for the petitioners.

Mr. J.S. Toor, APP, UT, Chandigarh.

Mr. Sanjeev Sharma, Advocate
for respondent No.2.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No.97 dated 23.05.2024, under Section 406, 420, 120-B of IPC, registered at Police Station Central Sector-17, Chandigarh (Annexure P-1) and all consequential proceedings arising therefrom, on the basis of settlement deed dated 28.11.2024 (Annexure P-2).

2. The following order was passed on 20.12.2024 by the coordinate Bench of this Court:-

“Petitioners Narinderbir Singh, Tarninder Singh and Manohar Infrastructure and Constructions Pvt. Ltd. through authorized signatory Dhanwant Singh Sidhu have filed petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No. 0097 dated 23.05.2024, under Section 406, 420, 120-B of IPC, registered at Police Station Central,

Sector-17, Chandigarh (Annexure P-1) and all consequential proceedings arising therefrom, on the basis of settlement deed dated 28.11.2024 (Annexure P-2).

Notice of motion.

On the asking of this Court, Mr. Rajiv Vij, Addl. P.P, U.T, Chandigarh accepts notice on behalf of official respondent No. 1-U.T, Chandigarh and prays for time to file status report. Learned counsel for the petitioners is directed to supply him a complete copy of the paperbook.

Mr. Sanjeev Sharma, Advocate appeared and filed Vakalatnama on behalf of respondent No. 2, which is taken on record.

Let statements of petitioners and respondent No. 2 be recorded with regard to compromise, on or before 21.01.2025 by learned Illaqa/Duty Magistrate concerned, as per convenience of said Court. In the event of their statements being recorded, Court will send copies of same to this Court before the next date of hearing along with its report i.e,

- 1. The number of accused in the aforesaid FIR and to report whether any of the accused has been declared proclaimed offender(s) or any such proceedings have been initiated or pending against him/them.*
- 2. Whether compromise entered between the parties is genuine, voluntary without any coercion or undue influence.*
- 3. Statement of IO regarding involvement of petitioners in any other FIR.*
- 4. Status of the trial pending before the Court.*

To await the report, list again on 11.02.2025.

Status report be also filed by respondent-State by the adjourned date.”

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, 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.97 dated 23.05.2024, under Section 406, 420, 120-B of IPC, registered at Police Station Central Sector-17, Chandigarh (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

11.02.2025
Parveen kumar

(HARPREET SINGH BRAR)
JUDGE

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