



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

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**CRM-20996-2024 in/and
CRM-M No.17451 of 2023
Date of decision:22.05.2025**

DIPIN THAPAR AND OTHERS**.... Petitioners**

Versus

STATE OF U.T. CHANDIGARH AND ANOTHER Respondents**CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present : Mr. Karan Vir Nanda, Advocate for the petitioners.
Ms. Simsi Dhir Malhotra, A.P.P., U.T., Chandigarh.
Mr. Anish Kumar Maggo, Advocate for respondent No.2.

MANISHA BATRA, J. (oral)**CRM-20996-2024**

The instant application has been filed by the petitioners seeking restoration of the main case which has been dismissed for non prosecution vide order dated 26.04.2024 passed by this Court.

Learned counsel for the non-applicants/respondents have no objection if the prayer made in the application is allowed.

Accordingly, the application is allowed and main case is ordered to be restored to its original number and the same is taken on the Board today itself.

Main case

1. The present petition has been filed under Section 482 of Code of Criminal Procedure for quashing of FIR No.95 dated 15.12.2021 registered under Sections 406 and 498-A of IPC, at Women Police Station U.T., Chandigarh and all the subsequent proceedings arising therefrom, on the basis of compromise dated 21.10.2022 (Annexure P-2).

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2. This Court vide order dated 28.11.2023 and thereafter vide order dated 05.03.2024 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

3. Pursuant to the aforesaid orders, parties have appeared before the learned Judicial Magistrate Ist Class, Chandigarh and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 21.03.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

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

5. In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

6. 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 FIR No.95 dated 15.12.2021 registered under Sections 406 and 498-A of IPC, at Women Police Station U.T., Chandigarh and all subsequent proceedings arising therefrom on the basis of compromise dated 21.10.2022 (Annexure P-2) are quashed qua the petitioners.

(MANISHA BATRA)**JUDGE****22.05.2025/ Jyoti-IV**

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