

214-A

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

CRM-M-21784 of 2016

Date of decision: August 17, 2016

Rishav Aggarwal @ Rishu and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. S.P.S. Sidhu, Advocate
for the petitioners.

Mr. K.S. Sidhu, AAG Punjab.

A.B. CHAUDHARI, J (Oral)

Heard learned counsel for the rival parties.

In FIR No.39 dated 31.05.2016, under Sections 307, 324, 148, 149 of Indian Penal Code, 1860 (for short 'IPC') and Sections 25, 27 of Arms Act, 1959 (for short 'Act'), registered at Police Station Mehna, District Moga, petitioners have been prosecuted at the behest of the complainant by his counsel Mr. Nikhil Bhatia, Advocate.

Learned counsel for the petitioner submits that the compromise has been arrived at between the parties and accordingly, this Court had directed the Illqa Magistrate, Moga on 25.07.2016 to record statements.

Learned counsel for the complainant agrees that indeed there was a compromise taken place and statements have been recorded by the Illaqa Magistrate, Moga.

Upon perusal of the record, I find that there is a report as well as statements recorded through learned District and Sessions Judge, Moga reporting that the compromise arrived at between the parties is found to be genuine. I therefore, think that the compounding/compromise should be allowed in order that both the parties live in peace. However, since the criminal law was set in motion, I think petitioners should pay costs in the sum of ₹15,000/- to the office of Senior Superintendent of Police, Moga within three months from today to which learned counsel for the petitioner agrees.

Statement is accepted.

In that view of the matter, this petition is allowed. FIR No.39 dated 31.05.2016, under Sections 307, 324, 148, 149 IPC and Sections 25, 27 of the Act, registered at Police Station Mehna, District Moga along with consequential proceedings arising therefrom, stands quashed on the basis of compromise. Petitioners shall pay costs in the sum of ₹15,000/- to the office of Senior Superintendent of Police, Moga.

(A.B. CHAUDHARI)
JUDGE

August 17, 2016

mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No