

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

CRM No.M-11034-2016 (O&M)

Date of decision: 12.07.2017

Simranjit Singh @ Monu and others

...Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

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

Present : Mr. Amit Dhawan, Advocate
for the petitioner (s).

Ms. Samina Dhir, DAG, Punjab

Mr. I.S. Dhaliwal, Advocate
for respondent No.2/complainant.

A.B. CHAUDHARI, J. (Oral)

The petitioners have filed the present petition under Section 482 Cr.P.C. seeking quashing of FIR No.309 dated 10.07.2014 registered under Sections 307, 324 and 148 read with Section 149 IPC (Section 326 IPC added later on), at Police Station Nakodar, District Jalandhar; and order dated 24.02.2015 passed by learned Sub Divisional Judicial Magistrate, Nakodar, whereby petitioner Nos.3 and 4 were declared as proclaimed offenders in the present FIR, on the basis of compromise along with all consequential proceedings arising therefrom.

Heard learned counsel for the rival parties.

Learned counsel for petitioners as well as the learned counsel

for the complainant submit that compromise has been arrived at between the parties.

This Court had made an order dated 31.03.2016 asking for recording of statement in order to find out the correctness and genuineness of the compromise said to have been arrived at between the parties. Now, there is a report received from Learned Additional Sessions Judge, Jalandhar showing that the statements of the parties have been recorded and the compromise that has been arrived at between the parties is genuine and without any pressure, coercion of undue influence.

Looking to the nature of offences registered in the FIR, I think, parties should be allowed to compound/compromise the offences in order to live in peace and harmony, however, subject to the payment of non refundable costs by the petitioners in the sum of ₹5,000/- each (total ₹20,000/-) with the office of Senior Superintendent of Police, Jalandhar within a period of four weeks from today, which shall be forfeited to the State government.

In view of the above, I make the following order:

ORDER

1. CRM-M-11034-2016 is allowed.
2. FIR No.309 dated 10.07.2014 registered under Sections 307, 324 and 148 read with Section 149 IPC (Section 326 IPC added later on), at Police Station Nakodar, District Jalandhar; and order dated 24.02.2015 passed by Learned Sub Divisional

Judicial Magistrate, Nakodar, whereby petitioner Nos.3 and 4 were declared as proclaimed offenders in the present FIR, are quashed along with all consequential proceedings, qua the present petitioners.

3. In case of failure of payment of costs as aforesaid, the FIR in question shall stand automatically revived and the trial will continue against the petitioners.

4. Disposed of.

12.07.2017
ashok

(A.B. CHAUDHARI)
JUDGE

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No