

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

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CRM-M-18848-2017.

Date of Decision: 30.10.2017.

Chaman Lal Garg and others

....Petitioners.

Versus

State of Punjab and others

....Respondents.

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. Veneet Sharma, Advocate, for the petitioners.

Mr. Rana Harjasdeep Singh, Assistant Advocate General,
Punjab.

Ms. Armaan Saggar, Advocate for respondents No.2 and 3.

Ramendra Jain, J.(Oral)

Vakalatnama filed on behalf of respondents No.2 and 3 is taken
on record.

Through this petition under Section 482 of the Code of
Criminal Procedure, prayer has been made for quashing F.I.R. No.59 dated
11.04.2015 registered under Sections 406, 420, 120-B of the Indian Penal
Code, at Police Station Mandi Gobindgarh, District Fatehgarh, on the basis
of compromise.

Vide order dated 24.05.2017 passed by co-ordinate Bench of
this Court, the private parties were directed to appear before the trial Court
on 03.07.2017 for recording their statements with regard to compromise/
settlement with a direction to the trial Court to furnish a report qua veracity
of the compromise, if any, between the parties.

Consequently, the parties had appeared before the Sub Divisional Judicial Magistrate, Amloh, on 03.07.2017 and got recorded their statements qua compromise. Report from the concerned Magistrate has also been received vide letter bearing No.113 dated 04.07.2017 duly forwarded by learned District and Sessions Judge, Fatehgarh Sahib vide letter bearing No.3691/E.B dated 12.07.2017.

According to the report of Sub Divisional Judicial Magistrate, Amloh, the compromise between the parties is voluntary and is not the result of any pressure or coercion in any manner.

Learned counsel for respondents No.2 and 3 contends that the F.I.R. qua the present petitioners be not quashed as no compromise has been effected between the petitioners and respondents No.2 and 3. However, according to the report submitted by the trial Court, complainant-respondents No.2 and 3 have made their respective statements voluntarily that they have compromised the matter with the present petitioners and have no objection in quashing the F.I.R.

In view of the totality of the facts and circumstances and considering the fact that the compromise will bring harmony in relations between the parties, the present petition is accepted and the aforesaid F.I.R. No.59, is hereby quashed qua the petitioners only rejecting the contention of learned counsel for complainant-respondents No.2 & 3.

(RAMENDRA JAIN)
JUDGE

30.10.2017
jitender sharma

Whether speaking/ reasoned

Yes/ No

Whether Reportable

Yes/ No