

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

283/2

CRM-M-27377-2016.

Date of Decision: 11.12.2017.

Sukhjinder Singh

....Petitioner.

Versus

State of Punjab and another

....Respondents.

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. S.K. Bawa, Advocate for the petitioner.

Mr. Karanbir Singh, Assistant Advocate General, Punjab.

Mr. Mukesh K. Bhatnagar, Advocate for respondent No.2.

Ramendra Jain, J.(Oral)

Through this petition under Section 482 of the Code of Criminal Procedure, prayer has been made for quashing F.I.R. No.52 dated 26.06.2009 registered under Sections 323, 324, 341, 379, 506, 148 and 149 of the Indian Penal Code, at Police Station Behram, District Shaheed Bhagat Singh Nagar, on the basis of compromise Annexure-P2, P5 and P7.

On presentation of this petition, vide order dated 10.08.2016 passed by a co-ordinate Bench of this Court, the parties were directed to appear before the Illaqa Magistrate within 15 days, for recording their statements qua compromise with a direction to the Magistrate to furnish a report regarding veracity thereof, if any, between the parties.

Consequently, the parties had appeared before the Judicial

Magistrate Ist Class, Shaheed Bhagat Singh Nagar on 22.08.2016 and got

recorded their statements. Report from the concerned Magistrate has been received vide letter No.376 dated 04.10.2016 duly forwarded by learned District and Sessions Judge, SBS Nagar vide Endst. No.615/DSJ-19A dated 06.10.2016.

According to the report of Judicial Magistrate Ist Class, Shaheed Bhagat Singh Nagar, the compromise is genuine, voluntary, without any coercion and without any undue influence and the same has been effected with the free will and consent of the parties.

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.52 is quashed qua the petitioner, subject to depositing costs of ₹10,000/- by the petitioner with the Punjab Legal Services Authority, Chandigarh within one week, failing which this petition shall be deemed to be dismissed.

List on 18.12.2017 for production of receipt regarding deposit of costs.

(RAMENDRA JAIN)
JUDGE

11.12.2017
jitender sharma

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No