

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH.

CRM-M-28661 of 2017
Date of Decision: 14.12.2017

Avtar Singh @ Tari and othersPetitioners.

Versus

State of Punjab and othersRespondents.

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. G.S.Nahel, Advocate, for the petitioners.

Mr. Karanbir Singh, AAG, Punjab.

Mr. R.S.Sidhu, Advocate, for respondents No. 2 to 4.

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.41 dated 21.05.2017 registered under Sections 458, 379, 427, 148 and 149 of the Indian Penal Code, at Police Station Dharamgarh, District Sangrur, on the basis of compromise (Annexure-P2).

Vide order dated 08.08.2017 passed by this Court, the parties were directed to appear before the trial Court/Illaq Magistrate, for recording their statements qua compromise with a direction to the trial Court/Illaq Magistrate to furnish a report regarding veracity thereof, if any, between the parties.

Consequently, the parties had appeared before the learned Judicial Magistrate 1st Class, Sunam on 23.08.2017 and got recorded their

statements. Report from the concerned Magistrate has been received vide

letter No.347 dated 23.08.2017 duly forwarded by learned District and Sessions Judge, Sangrur vide endorsement No. 5686/EB dated 28.08.2017.

According to the report of learned Judicial Magistrate 1st Class, Sangrur, the compromise effected between the parties is genuine, voluntarily, with their free consent, without any fear, undue influence and pressure.

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

List on 21.12.2017 for production of receipt regarding deposit of costs.

14.12.2017.
smriti

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No