

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

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CRM-M-32167-2017.

Date of Decision: 31.10.2017.

Kulwant Singh and others

....Petitioners.

Versus

State of Punjab and others

....Respondents.

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. Jasdeep S. Bhullar, Advocate, for the petitioners.

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

Mr. Rajpreet S. Sidhu, Advocate, for
Mr. Kamaldeep Singh Sidhu, Advocate
for respondents No.2 and 3.

Ramendra Jain, J.(Oral)

Through this petition under Section 482 of the Code of Criminal Procedure, prayer has been made for quashing DDR No.34 dated 22.06.2017 under Sections 431, 323 read with Section 34 of the Indian Penal Code and Section 3 of the Prevention of Damage of Public Property Act, 1984, in F.I.R. No.85 dated 21.06.2017 registered under Sections 324, 323, 148, 149 IPC, at Police Station Kabarwala, District Sri Muktsar Sahib, on the basis of compromise dated 11.08.2017 (Annexure-P3).

On presentation of the petition, vide order dated 31.08.2017 passed by co-ordinate Bench of this Court, the parties were directed to appear before the trial Court/ Illaqa Magistrate for recording their statements with a direction to the trial Court/ Illaqa Magistrate to furnish a

report qua veracity of the compromise, if any, between the parties.

Consequently, the parties had appeared before the Judicial Magistrate Ist Class, Malout, District Sri Muktsar Sahib, on 04.09.2017 and got recorded their statements. Report from the concerned Magistrate has been received vide letter bearing No.437 dated 11.09.2017 duly forwarded by learned District and Sessions Judge, Sri Muktsar Sahib vide letter bearing No.2352 dated 14.09.2017.

According to the report of Judicial Magistrate Ist Class, Malout, the compromise between the parties is voluntary and without any pressure or coercion from either side and with their own sweet will.

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 DDR No.34, is quashed qua the petitioners only.

(RAMENDRA JAIN)
JUDGE

31.10.2017
jitender sharma

Whether speaking/ reasoned Yes/ No

Whether Reportable Yes/ No