

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

258

CRM-M-36174-2017.

Date of Decision: 04.12.2017.

Amit Chhabra and others

....Petitioners.

Versus

State of Punjab and another

....Respondents.

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. Ashok Kumar Sama, Advocate for the petitioners.

Mr. A.S. Sandhu, Additional Advocate General, Punjab.

Mr. M.S. Dua, 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 DDR No.26 dated 01.08.2015 under Sections 323, 325 read with Section 34 of the Indian Penal Code (for short, 'IPC') in case F.I.R. No.89 dated 01.08.2015 registered under Sections 323, 324, 326, 506 read with Section 34 IPC, at Police Station City Fazilka, District Fazilka, on the basis of compromise dated 12.09.2017 (Annexure-P3).

On presentation of the petition, vide order dated 27.09.2017 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 Chief Judicial Magistrate, Fazilka on 03.10.2017 and got recorded their statements. Report from the concerned Magistrate has been received vide letter No.879 dated 25.10.2017 duly forwarded by learned District and Sessions Judge, Ferozepur vide letter No.10244/CB dated 26.10.2017.

According to the report of Chief Judicial Magistrate, Fazilka, the compromise between the parties is voluntarily, genuine and without any kind of pressure and for betterment of both 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 DDR No.26 registered in F.I.R. No.89, is quashed qua the petitioners, subject to depositing costs of ₹10,000/- by the petitioners with the Punjab Legal Services Authority, Chandigarh within one week.

The Registry is directed to report whether the cost is deposited by the petitioners or not.

(RAMENDRA JAIN)
JUDGE

04.12.2017
jitender sharma

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No