

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

271/2

CRM-M-44096-2017.

Date of Decision: 19.12.2017.

Joginder Singh @ Jind and others

....Petitioners.

Versus

State of Punjab and another

....Respondents.

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. J.S. Dadwal, Advocate, for the petitioners.

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

Mr. Sanjeev Kumar, 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 cross version DDR No.3 dated 12.05.2017 under Sections 323, 324, 148 and 149 of the Indian Penal Code (Section 326 IPC added lateron) registered in F.I.R. No.35 dated 11.05.2017 registered under Sections 323, 324, 148 and 149 IPC (Section 326 IPC added lateron), at Police Station Mattewal, District Amritsar, on the basis of compromise dated 04.11.2017 (Annexure-P3).

On presentation of the petition, vide order dated 20.11.2017 passed by this Court, the parties were directed to appear before the trial Court/ Illaqa Magistrate, for recording their statements qua compromise with a direction to the trial Court/ Illaqa Magistrate to furnish a report

regarding veracity thereof, if any, between the parties.

Consequently, the parties had appeared before the Sub Divisional Judicial Magistrate, Baba Bakala Sahib, District Amritsar on 24.11.2017 and got recorded their statements. Report from the concerned Magistrate has been received vide letter No.4888 dated 01.12.2017 duly forwarded by learned District and Sessions Judge, Amritsar vide Endorsement No.10942R dated 04.12.2017.

According to the report of Sub Divisional Judicial Magistrate, Baba Bakala Sahib, the compromise has been entered into in between the petitioners and complainant voluntarily, out of their free will and without any pressure or coercion and the same appears to be genuine one.

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 cross version DDR No.3 registered in F.I.R. No.35 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, failing which this petition shall be deemed to be dismissed.

List on 08.01.2018 for production of receipt regarding deposit of costs.

(RAMENDRA JAIN)
JUDGE

19.12.2017
jitender sharma

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No