

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

**CRM-M-9981 of 2016
Date of decision:-16.8.2017**

Dharminder Singh @ Heera

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE H.S. MADAAN

Present : Mr.Vipin Mahajan, Advocate
for the petitioner.

Mr.K.S. Aulakh, DAG, Punjab.

Mr.Vishal Munjal, Advocate
for respondents No.2 and 3.

H.S. MADAAN, J.(ORAL)

This is a petition under Section 482 Cr.P.C. seeking quashing of FIR No.86 dated 16.12.2015 for offences under Sections 304-A, 279, 427 IPC, registered with Police Station Sadar, Gurdaspur, District Gurdaspur (Annexure P-1) and consequential proceedings arising out of the same on the basis of compromise (Annexure P-2) between petitioner and respondents No.2 and 3.

When the petition came up for hearing on 21.3.2016, notice of motion was ordered to be issued. The respondent No. 1 - State of Punjab appeared through DAG, whereas respondents No.2 and 3 put in appearance through Mr.Vishal Munjal, Advocate. Vide this order the parties were directed to appear before the trial Court to get their

statements recorded. The parties accordingly appeared there and got the needful done. The trial Court has forwarded such statements of petitioner – accused Dharminder Singh @ Heera as well as of respondent No.2 – Roop Lal complainant since he has lodged the FIR in this case as well as statement Sakshi Devi (respondent No.3) widow of deceased Tirath Ram.

Learned State counsel has informed that taking note of the compromise between the parties, the local police has prepared a cancellation report on the basis of compromise, which is to be filed in the Court.

It being so, the present petition is disposed of with the observations that when the cancellation report is filed in the Court of Illaqa Magistrate, the same be decided within a period of two months from its filing.

Learned State counsel states that such report would be filed within a period of three weeks from today.

16.8.2017
Brij

(H.S.MADAAN)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No