

CRM-M-7460-2017

[1]

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

(Sr. No.261)

CRM-M-7460-2017

Date of Decision:- May 19, 2017

Manish Kumar and others

.....Petitioners

V/S

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

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

Mr. D.S. Virk, DAG Punjab.

Mr. Raman, Advocate,
for respondent No.2-complainant.

A.B. Chaudhari, J. (Oral)

Heard learned counsel for the rival parties.

The petitioners have filed the present petition under Section 482 of Cr.P.C. for quashing of FIR No.11 dated 11.01.2017 registered under Sections 323, 341, 379-B, 427, 148 and 149 of Indian Penal Code, 1860 at Police Station Navi Baradari, District Jalandhar and all subsequent proceedings arising out of the same on the basis of compromise dated 24.01.2017 (Annuxure P-2).

Learned counsel for the petitioners as well as learned counsel for respondent No.2-complainant state that parties have arrived at a compromise. This Court had made an order dated March 06, 2017 directing the trial Court/Illaqa Magistrate to record the statements in view of the compromise that has been arrived at between the parties and verify that whether the same is genuine or not. Now, there is a report received from

the District and Sessions Judge, Jalandhar showing that the statements of the parties have been recorded and the compromise that has been arrived at between the parties is genuine and without any pressure, coercion or undue influence.

Looking to the nature of offences registered in the FIR, I think, parties should be allowed to compound/compromise the offences in order to live in peace and harmony, however, subject to the payment of non-refundable costs by the petitioners in the sum of ₹5,000/- each (total ₹20,000/-) with the office of Commissioner of Police, Jalandhar within a period of 15 days from today, which shall be forfeited to the State government.

In that view of the matter, FIR No.11 dated 11.01.2017 registered under Sections 323, 341, 379-B, 427, 148 and 149 of Indian Penal Code, 1860 at Police Station Navi Baradari, District Jalandhar is quashed by way of compounding/compromise along with all consequential proceedings arising there from.

In case of failure of payment of costs as aforesaid, the FIR in question shall stand automatically revived and the trial will continue against the petitioners.

Disposed of.

May 19, 2017

Pankaj

(A.B. Chaudhari)
Judge

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No