

CRM-M-830-2017

[1]

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

(Sr. No.255)

CRM-M-830-2017

Date of Decision:- May 05, 2017

Satpal and another

.....Petitioners

V/S

State of Punjab and another

.....Respondents

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

Present : Mr. M.S. Sachdev, Advocate,
for the petitioners.

Mr. D.S. Virk, DAG Punjab.

Ms. Amanpreet Kaur, 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.66 dated 19.05.2016 registered under Sections 336 and 34 of Indian Penal Code, 1860 and Section 27 of Arms Act at Police Station Adampur, District Jalandhar and all subsequent proceedings arising out of the same on the basis of compromise dated 08.12.2016 (Annuxure P-2).

Learned counsel for the petitioners as well as learned counsel for the complainant state that parties have arrived at a compromise. This Court had made an order dated January 23, 2017 directing the trial Court/Illaq 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 Judicial Magistrate

1st Class, 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 of 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 costs by the petitioners in the sum of ₹25,000/- with the office of Senior Superintendent of Police, Rural Jalandhar, within a period of eight weeks from today, which shall be forfeited to the State government.

In that view of the matter, FIR No.66 dated 19.05.2016 registered under Sections 336 and 34 of Indian Penal Code, 1860 and Section 27 of Arms Act at Police Station, Adampur 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 05, 2017

Pankaj

(A.B. Chaudhari)
Judge

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No