

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

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CRM-M-9961-2017.

Date of Decision: 05.12.2017.

Navdeep Singh @ Rocky and others

....Petitioners.

Versus

State of Punjab and others

....Respondents.

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. Gurvinder Singh, Advocate, for
Mr. Faridad Singh Virk, Advocate, Advocate
for the petitioners.

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

Ramendra Jain, J.(Oral)

Through this petition under Section 482 of the Code of Criminal Procedure, prayer has been made for quashing F.I.R. No.34 dated 10.05.2010 registered under Sections 452, 323, 324, 148 and 149 of the Indian Penal Code, at Police Station Bhadson, on the basis of compromise/affidavit dated 02.06.2010 (Annexure-P4).

On presentation of the petition, vide order dated 23.03.2017 passed by a co-ordinate Bench of this Court, the parties were directed to appear before the trial Court on 05.04.2017 for recording their statements qua compromise with a direction to the trial Court to furnish a report regarding veracity thereof, if any, between the parties.

Consequently, the parties had appeared before the Judicial Magistrate Ist Class, Nabha, on 24.10.2017 and got recorded their statements. Report from the concerned Magistrate has been received vide

letter No.1484 dated 31.10.2017 duly forwarded by learned District and Sessions Judge, Patiala vide letter No.5617/AL dated 03.11.2017.

According to the report of Judicial Magistrate Ist Class, Nabha, petitioners No.2 and 3 as well as respondent No.2 (complainant) have made statements that they have entered into compromise voluntarily, without any pressure and coercion. Further, as per report, petitioner No.1 could not appear for recording his statement but perusal of file shows that he had appeared before the trial Court for recording his statement on 06.02.2017 and respondent No.2-complainant has also testified that he has no objection if the F.I.R. against him is quashed.

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 F.I.R. No.34 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

05.12.2017
jitender sharma

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No