

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

246

CRM-M-15640-2017
Date of decision: 17.09.2018

Azam Bhatti and another

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

PRESENT: Mr. Munish Gulati, Advocate for the petitioners.
Mr. AS Gill, DAG, Punjab.

RAMENDRA JAIN, J. (ORAL)

1. Through this petition under Section 482 Cr.P.C., prayer has been made for quashing FIR No.120 dated 19.10.2016 (Annexure P-1) registered under Sections 452, 323, 325, 506, 34 IPC at Police Station Kulgarhi, District Ferozepur and all subsequent proceedings arising therefrom, on the basis of compromise dated 08.04.2017 (Annexure P-2), effected between the parties.

2. Vide order dated 04.05.2017, the parties were directed to appear before the trial Court/Illaq Magistrate within two weeks, to get their statements recorded for compromise with a direction to the trial Court/Illaq Magistrate, to furnish a report qua veracity of the compromise.

3. Consequently, parties appeared before the Judicial Magistrate, First Class, Ferozepur and got recorded their statements qua compromise on 05.06.2017. Report from the Judicial Magistrate, First Class, Ferozepur vide letter No.359 dated 03.07.2017, duly forwarded by the District and Sessions Judge, Ferozepur, vide letter No. 6676/CB dated 07.07.2017 has

been received. According to the report of the Judicial Magistrate, First

Class, Ferozepur compromise arrived at between the parties voluntarily, without any coercion or undue influence, which is genuine one and outcome of freewill of the parties.

4. In view of the totality of the facts and circumstances and considering the fact that the compromise will bring harmony and peace in relations between the parties, this petition is allowed and the aforesaid, FIR No.120 dated 19.10.2016 (Annexure P-1) and all subsequent proceedings arising therefrom, qua the petitioners are quashed, subject to payment of costs of ₹10,000/-, out of which ₹8,000/- shall be deposited with the following account:-

Account details:- Chief Minister's Distress Relief Fund.
Account Number :- 67319948232
Bank:- State Bank of India.
Branch:- City Branch, Thiruvananthapuram
IFSC:- SBIN0070028
PAN:- AAAGD0584M
Account Type:- Savings
SWIFT Code: SBININBBT08

and ₹2,000/- with the Bar Council of Punjab and Haryana, within two weeks from today, failing which this petition shall be deemed to be dismissed.

5. List on 31.10.2018, for production of receipts regarding deposit of costs.

September 17, 2018

Poonam (II)

**(RAMENDRA JAIN)
JUDGE**

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No