

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-16798-2018

Date of decision: 16.07.2018

Bachan Singh

..... Petitioner

Versus

State of Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

PRESENT: Mr. Vineet Chaudhary, Advocate for the petitioner.

Mr. Vikramjit Singh, AAG, Haryana.

Mr. Ramandeep Singh, Advocate for
Ms. Swati Nain, Advocate for respondent No. 2.

RAMENDRA JAIN, J. (ORAL)

1. Through this petition under Section 482 Cr.P.C., prayer has been made for quashing FIR No. 65 dated 27.03.2016 (Annexure P-1), registered under Sections 34, 406 and 420 IPC at Police Station Naraingarh, District Ambala and all subsequent proceedings arising therefrom, on the basis of compromise dated 04.04.2018 (Annexure P-2) effected between the parties.
2. Vide order dated 24.04.2018, parties were directed to appear before the trial Court/Illaq Magistrate on 01.05.2018, 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 Sub Divisional Judicial Magistrate, Naraingarh and got recorded their statements qua compromise on 01.05.2018. Report from the Sub Divisional Judicial

Magistrate, Naraingarh, vide letter No. 702 dated 01.05.2018, duly forwarded by learned District and Sessions Judge, Ambala, vide letter No. 9432 dated 03.05.2018, has been received. According to the report of the learned Sub Divisional Judicial Magistrate, Naraingarh, compromise effected between the parties is without any pressure or coercion in any manner and the same appears to be genuine.

4. 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, this petition is allowed and the aforesaid FIR No. 65 dated 27.03.2016 (Annexure P-1) and all subsequent proceedings arising therefrom, qua the petitioner is quashed, subject to payment of costs of ₹10,000/-, out of which ₹6,000/- shall be deposited with the Haryana State Legal Services Authority and ₹4,000/- 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 28.08.2018 for production of receipts regarding deposit of costs.

July 16, 2018

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(RAMENDRA JAIN)

JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No