

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

CRM-M-28797 of 2018
Date of Decision: 14.08.2018

Kulwinder Singh & ors.

....Petitioners

Versus

State of Punjab and ors.

....Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - Mr. Vishal Satija, Advocate, for the petitioners.

Mr. Davinder Bir Singh, DAG, Punjab.

Mr. Devinder Singh Thakur, Advocate, for
Mr. Vivek K. Thakur, Advocate, for respondents No.2 and 3.

RAMENDRA JAIN, J. (ORAL)

Prayer in the instant petition under Section 482 Cr.P.C. has been made for quashing DDR No.13, dated 09.06.2018 registered under Sections 323/34 IPC (Annexure P-2) recorded in FIR No.0063, dated 05.06.2018 (Annexure P-1), under Sections 452/323/506/427/34 IPC at Police Station Talwandi Chaudhrian, District Kapurthala, and all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P-3).

Pursuant to order dated 13.07.2018 of this Court, the parties appeared before the trial Court/Illaq Magistrate on 19.07.2018 to get their statements recorded. Learned Judicial Magistrate, Ist Class, Sultanpur Lodhi, has submitted her report vide letter bearing No.367, dated 31.07.2018 duly forwarded by learned District and Sessions Judge, Kapurthala, vide Endst. No.1393, dated 04.08.2018.

According to the report, learned Judicial Magistrate, Ist Class,

Sultanpur Lodhi, is satisfied that compromise entered into between the

parties is genuine, voluntary, without any coercion or undue influence with

their free will.

Considering the report of learned Judicial Magistrate, Ist Class, Sultanpur Lodhi dated 31.07.2018 and the fact that the compromise will bring peace and harmony in relations between the parties, aforesaid DDR No.13, dated 09.06.2018 registered under Sections 323/34 IPC (Annexure P-2) recorded in FIR No.0063, dated 05.06.2018 (Annexure P-1) and all subsequent proceedings arising therefrom, is quashed, subject to payment of costs of ₹10,000/-, out of which ₹6,000/- shall be deposited with the Punjab State Legal Services Authority and ₹4,000/- with the Bar Council of Punjab and Haryana High Court within two weeks from today, failing which this petition shall be deemed to be dismissed.

Disposed of accordingly.

List on 06.09.2018, for production of receipt with regard to deposit of aforesaid costs.

14.08.2018

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Whether speaking/reasoned
Whether Reportable

(RAMENDRA JAIN)
JUDGE

Yes/No
Yes/No