

125**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH****CRM-M-32942-2018 (O&M)
Date of decision: 04.10.2018****Kulwinder Singh and another****..... Petitioners****Versus****State of Punjab and another****..... Respondents****CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN****Present:** Mr. G.S.Sidhu, Advocate
for the petitioners.

Mr. A.S.Gill, DAG, Punjab.

Mr. L.S.Lakhanpal, 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.157 dated 05.06.2017 under Sections 379-B, 411, 34 of the IPC at Police Station City Barnala (Annexure P-1) and all subsequent proceedings arising therefrom, on the basis of compromise dated 28.05.2018 (Annexure P-2) effected between the parties.

2. Vide orders dated 07.09.2018, the parties were directed to appear before the trial Court to get their statements recorded for compromise with a direction to the trial Court, to furnish a report qua veracity of the compromise.

3. Consequently, parties appeared before the Chief Judicial Magistrate, Barnala and got recorded their statements qua compromise on 26.09.2018. Report from the Chief Judicial Magistrate, Barnala, vide letter No.1435 dated 27.09.2018, duly forwarded by learned District and Sessions

Judge, Barnala, vide Endst. No. 5596/EB, Dated 29.09.2018, has been received. According to the report of the Chief Judicial Magistrate, Barnala, the compromise is genuine and it is voluntarily effected between the parties with their free consent and without any pressure, threat, coercion or undue influence from any side.

4. In view of the totality of the facts and circumstances and considering the fact that the compromise will bring peace and harmony in relations between the parties, this petition is allowed and the aforesaid FIR No.157 dated 05.06.2017 under Sections 379-B, 411, 34 of the IPC at Police Station City Barnala (Annexure P-1) and all subsequent proceedings arising therefrom, qua the petitioners is quashed, subject to payment of costs of Rs. 10,000/-, out of which Rs. 4,000/- shall be deposited with the Bar Association of Punjab and Haryana, High Court, Rs. 1000/- with the Bar Council of Punjab and Haryana and Rs. 5,000/- with High Court Legal Services Committee, within two weeks from today, failing which this petition shall be deemed to be dismissed.

5. List on 01.11.2018, for production of receipts regarding deposit of costs.

4th October, 2018

shabha

**(RAMENDRA JAIN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No