

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

CRM-M No.35646 of 2018 (O&M)

Date of decision :21.09.2018

Kamal Kumar and another

..... Petitioners

Versus

State of Punjab and another

....Respondents

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr J.S.Grewal, Advocate for the petitioners.

Mr.Harpreet Multani, AAG, Punjab.

Mr.Piyush Sharma, Advocate for respondent No. 2.

RAMENDRA JAIN, J. (Oral)

1. Prayer in the instant petition under Section 482 Cr.P.C. has been made for quashing FIR No.62 dated 03.07.2018 (Annexure P-1)registered under Sections 325, 323, 34 IPC, at Police Station Khuian Sarwar, Tehsil Abohar, District Fazilka and all subsequent proceedings arising therefrom in terms of compromise (Annexure P-2).

2. Pursuant to order dated 20.08.2018 parties appeared before the trial Court/Illaq Magistrate 01.09.2018 to get their statements recorded. Learned Sub Divisional Judicial Magistrate, Abohar has submitted his report vide letter bearing No.589 dated 04.09.2018 which is duly forwarded by learned District & Sessions Judge, Ferozepur vide endorsement No. 10373/EB dated 11.09.2016.

3. According to the report, learned Sub Divisional Judicial Magistrate, Abohar is satisfied that compromise entered into between the parties is genuine, voluntary and without any sort of pressure, threat or coercion from any corner.

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.62 dated 03.07.2018 (Annexure P-1) and all subsequent proceedings arising therefrom, qua the petitioner are quashed, subject to payment of costs of Rs.10,000/-, out of which Rs. 4,000/- shall be deposited with the Bar Association, Punjab and Haryana High Court, Chandigarh; Rs. 1,000/- with the Bar Council of Punjab and Haryana and Rs.5,000/- with the High Court Legal Services Authority, within a period of two weeks' from today, failing which this petition shall be deemed to be dismissed.

5. List on 22.10.2018 for production of receipts regarding deposit of costs.

(RAMENDRA JAIN)
JUDGE

September 21, 2018
sunita

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No