

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-37658-2018

Date of decision: 28.09.2018

Jagmohan Singh and others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

PRESENT: Mr. J.S.Thind, Advocate for the petitioners.

Mr.Davinder Bir Singh, DAG, Punjab.

Ms.Jaideep Kaur, 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.106 dated 03.08.2018 (Annexure P-1) registered under Sections 323, 452 and 506 read with Section 34 IPC at Police Station Kamboj, District Amritsar (Rural) and all subsequent proceedings arising therefrom, on the basis of compromise Annexure P-2, effected between the parties.

2. Vide order dated 30.08.2018, the parties were directed to appear before the trial Court/Illaq Magistrate, 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 Ist Class (D), Amritsar and got recorded their statements qua compromise on 21.09.2018. Report from the Judicial Magistrate Ist Class (D), Amritsar,

vide letter No.315 dated 24.09.2018, duly forwarded by the District and

Sessions Judge, Amritsar, vide Endst. No.9458R dated 24.09.2018, has been received. According to the report of the Judicial Magistrate Ist Class (D), Amritsar, the compromise arrived at between the parties seems to be genuine and without any pressure or coercion.

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.106 dated 03.08.2018 (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 ₹4,000/- shall be deposited with the Bar Association, Punjab and Haryana High Court, Chandigarh; ₹ 1,000/- with the Bar Council of Punjab and Haryana and ₹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 31.10.2018, for production of receipts regarding deposit of costs.

September 28, 2018

Anjal

(RAMENDRA JAIN)

JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No