

**113 /2 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.**

CRM-M No.37514 of 2015 (O&M)

Date of decision :21.09.2018

Hemant Nanda

..... Petitioner

Versus

State of Punjab and others

....Respondents

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr.K.S.Lakhanpal, Advocate for the petitioner.

Mr.Harpreet Multani, AAG, Punjab.

Mr.Prateek Pandit, Advocate

for respondents No. 2 and 3.

RAMENDRA JAIN, J. (Oral)

1. Prayer in the instant petition under Section 482 Cr.P.C. has been made for quashing FIR No.264 dated 28.12.2013 (Annexure P-1) registered under Section 365 IPC at Police Station Division No.5, Jalandhar, District Jalandhar and all subsequent proceedings arising therefrom.

2. During the pendency of the present petition the parties arrived at a compromise and were directed to appear before the trial Court/Illaq Magistrate. Pursuant to order dated 22.05.2018 of this Court, the parties appeared before the trial Court/Illaq Magistrate on 04.08.2018 to get their statements recorded. Learned Judicial Magistrate 1st Class, Jalandhar has submitted her report vide letter

bearing No.276, dated 09.08.2018 duly forwarded by learned District and Sessions Judge, Jalandhar, vide Endst. No.197/ G/JRK dated 09.08.2018.

3. According to the report, learned Judicial Magistrate 1st Class, Jalandhar 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.264 dated 28.12.2013 (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