

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-39600-2018

Date of decision: 06.10.2018

Santosh and others

..... Petitioners

Versus

State of Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

PRESENT: Mr. CK Singla, Advocate for the petitioners.

Mr. Yashwinder Singh, DAG, Haryana.

RAMENDRA JAIN, J. (ORAL)

1. Through this petition under Section 482 Cr.P.C., prayer has been made for quashing FIR No. 363 dated 31.05.2018 (Annexure P-1) registered under Sections 406, 419, 420, 467, 468, 470, 471, 506 and 120-B IPC at Police Station Sector-58, District Faridabad and all subsequent proceedings arising therefrom, on the basis of compromise dated 21.07.2018 (Annexure P-2), effected between the parties.

2. Vide order dated 12.09.2018, 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 Chief Judicial Magistrate, Faridabad and got recorded their statements qua compromise on 19.09.2018. Report from the Chief Judicial Magistrate, Faridabad, vide

Sessions Judge, Faridabad, vide letter No. 24380/H.4 (Status) dated 21.09.2018, has been received. According to the report of the Chief Judicial Magistrate, Faridabad, the compromise arrived at between the parties is without any external pressure, coercion or force and is a valid compromise.

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. 363 dated 31.05.2018 (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 25.10.2018, for production of receipts regarding deposit of costs.

October 06, 2018

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(RAMENDRA JAIN)

JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No