

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM-M-43582-2018
Date of decision: 19.11.2018**

Kulwinder Kaur and Others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

PRESENT: Ms. Neha Jain, Advocate
for Mr. K.S. Dadwal, Advocate
for the petitioners.

Mr. Davinder Bir Singh, DAG, Punjab.

Mr. Gurmeet Singh, Advocate
for respondent No. 2

RAMENDRA JAIN, J. (ORAL)

1. Throuh this petition under Section 482 Cr.P.C., prayer has been made for quashing DDR No.36(A) dated 27.12.2013 (Annexure P-2) registered under Sections 323, 324, 427, 452, 148, 149 IPC at Police Station Tanda, District Hoshiarpur and all subsequent proceedings arising therefrom, on the basis of compromise dated 18.08.2018 (Annexure P-4), effected between the parties.

2. Vide order dated 13.11.2018, Karam Singh, father of petitioner No. 3-Amandeep Singh has furnished indemnity bond by way of affidavit in the Court giving an undertaking that in case any of the injured-complainants would claim anything in future against his son Amandeep Singh, he would be responsible and satisfy the same for all intents and purposes.

3. Vide order dated 04.10.2018, the parties were directed to appear before the trial Court/Illaqa Magistrate, to get their statements recorded for compromise with a direction to the trial Court to furnish a report qua veracity of the compromise and also whether any accused was declared as Proclaimed Offender.

4. Consequently parties appeared before the Judicial Magistrate Ist Class, Dasuya and got recorded their statements qua compromise on 05.11.2018. Report from the Judicial Magistrate, Ist Class, Dasuya vide letter No. 702 dated 06.11.2018, duly forwarded by the District and Sessions Judge, Hoshiarpur vide letter No. 38988 dated 12.11.2018 has been received. According to the report of Judicial Magistrate, Ist Class, Dasuya, compromise has been arrived at between the parties is genuine with their free will without any pressure, coercion and undue influence.

5. 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, DDR No.36(A) dated 27.12.2013 (Annexure P-2) and all subsequent proceedings arising therefrom, qua the petitioners are quashed, subject to payment of costs of ₹10,000/-, out of which ₹7,000/- shall be deposited with the Prime Minister's National Relief Fund and ₹3,000/- with the Bar Association of Punjab and Haryana, High Court and within four weeks from today, failing which this petition shall be deemed to be dismissed.

6. List on 18.12.2018, for production of receipts regarding deposit of costs.

November 19, 2018

Poonam (II)

**(RAMENDRA JAIN)
JUDGE**

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