

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-45673-2018

Date of decision: 20.11.2018

Gurjit Singh @ Bunty and others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

PRESENT: Mr. DS Sandhu, Advocate for the petitioners.

Mr. Davinder Bir Singh, DAG, Punjab.

Ms. Sakhshi Saini, Advocate for respondent No. 2.

RAMENDRA JAIN, J. (ORAL)

Through this petition under Section 482 Cr.P.C., prayer has been made for quashing FIR No. 142 dated 21.09.2014 (Annexure P-1), registered under Sections 406, 419, 420, 465, 467, 468, 471 and 120-B IPC at Police Station Meharban, District Ludhiana and all subsequent proceedings arising therefrom on the basis of compromise dated 12.09.2018 (Annexure P-2), effected between the parties.

Vide order dated 16.10.2018, the parties were directed to appear before the trial Court/Illaq Magistrate within two weeks, 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.

Consequently, parties appeared before the Judicial Magistrate

Ist Class, Ludhiana and got recorded their statements qua compromise on 30.10.2018. Report from the Judicial Magistrate Ist Class, Ludhiana, vide letter No. 846 dated 11.11.2018, duly forwarded by the District and Sessions Judge, Ludhiana, vide letter No. 1031/EC dated 13.11.2018, has been received. According to the report of the Judicial Magistrate Ist Class, Ludhiana, the compromise effected between the parties is out of their free will and without any sort of pressure and fear.

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. 142 dated 21.09.2014 (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 ₹3,000/- shall be deposited with the Bar Association, Punjab and Haryana High Court, Chandigarh and ₹7,000/- 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.

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

November 20, 2018
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(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No