

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-7246-2018

Date of decision: 28.09.2018

Davinder Singh @ Bindu and others

..... Petitioners

Versus

State of Punjab and another

..... Respondents

**CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN**

**PRESENT:** Mr. Arun Takhi, Advocate for the petitioners.

Mr.Davinder Bir Singh, DAG, Punjab.

Mr.Rajeev K.Kapila, Advocate for  
Mr.C.S.Singal, 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.140 dated 11.10.2011 (Annexure P-1) registered under Sections 304 and 34 IPC at Police Station Dasuya, District Hoshiarpur and all subsequent proceedings arising therefrom, on the basis of compromise dated 13.10.2014 (Annexure P-4), effected between the parties.
2. Vide order dated 28.08.2018, 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 Sub Divisional Judicial Magistrate, Dasuya and got recorded their statements qua compromise on 13.09.2018. Report from the Sub Divisional Judicial

Magistrate, Dasuya, vide letter No.865 dated 26.09.2018, duly forwarded by the District and Sessions Judge, Hoshiarpur, vide Endst. No.33605 dated 27.09.2018, has been received. According to the report of the Sub Divisional Judicial Magistrate, Dasuya, 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.140 dated 11.10.2011 (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**