

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

CRM No.M-35007 of 2014 (O&M)

Date of decision: 09.02.2015

Baljinder Singh Saini and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. V.B. Aggarwal, Advocate for the petitioners.

Mr. Luvinder Sofat, AAG, Punjab.

Jitendra Chauhan, J. (Oral)

This petition under Section 482 of the Code of Criminal Procedure has been filed for quashing of the FIR No.177 dated 16.11.2013, registered under Sections 323, 341, 506, 295-A, 427, 34 IPC and Section 25 and 27 of Arms Act, at Police Station Dehlon, District Ludhiana City and all consequential proceedings arising therefrom on the basis of compromise, arrived at between the parties.

Vide order dated 10.10.2014, the parties were directed to appear before the learned CJM/Illaq Magistrate to get their statements recorded with regard to the veracity of the compromise.

Report from the Judicial Magistrate 1st Class, Ludhiana,

has been received to the effect that the parties did not appear for recording their statements.

The learned State counsel submits that the cancellation report has been prepared in the instant case, however, the quashing is asserted on the basis of compromise, the veracity of which is not proved on record in the absence of the statement of the complainant.

In the circumstances, the veracity of the compromise asserted by the petitioners is not proved at this stage. Accordingly, the present petition is hereby dismissed at this stage.

09.02.2015

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(JITENDRA CHAUHAN)
JUDGE