

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

CRM No. M-35251 of 2014 (O&M)

Date of Decision: 18.05.2015.

Manju Kapoor & another

... Petitioners

Versus

State of Punjab & another

... Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Rohit Verma, Advocate for the petitioners.

Mr. Mikhail Kad, AAG, Punjab.

Mr. Kamal Narula, Advocate for respondent No.3.

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TEJINDER SINGH DHINDSA.J.

The instant petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.226 dated 31.12.2012, under Section 406 IPC, registered at Police Station Mataur, District SAS Nagar.

Quashing was sought on the basis of compromise which as per counsel appearing for the petitioners has been entered into between the parties.

While issuing notice of motion on 13.10.2014, this Court had directed the parties to appear before the Illaqa Magistrate concerned for recording of their statements and a report as regards veracity of the compromise was called for. Thereafter, on 09.12.2014, on a prayer made by counsel for the petitioners, one more opportunity was granted for recording of the statements and parties were directed to appear before the Illaqa Magistrate on 19.12.2014. Thereafter, on 27.02.2015, the 3rd opportunity was granted by this Court and parties were directed to appear before the trial

Court on 12.03.2015.

Placed on record is a report dated 24.03.2015 of the learned Judicial Magistrate 1st Class, SAS Nagar, Mohali in terms of which the parties had yet again not appeared for recording of their statements.

In the light of such facts noticed herein above, the instant petition seeking quashing of the impugned FIR on the basis of a compromise does not survive.

Accordingly, the instant petition is dismissed.

18.05.2015

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**