

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

CRM-M-43182 of 2014 (O&M)

Date of Decision: November 27, 2015

Prem Chand Sharma and another

....Petitioners

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE RAJAN GUPTA

Present: Mr. Prateek Rathee, Advocate, for the petitioners.

Mr.Gaurav Dhir, DAG, Haryana

Rajan Gupta, J (Oral)

Pursuant to order dated 7.5.2015, report has been received from the court of JMIC, Gurgaon. Operative part thereof reads as under:-

“Thereafter, order dated 15.9.2015 from the Hon'ble High Court in CRM-M-43182 of 2014 was received on 6.10.2015, upon which file was put up by Ahlmad and notice to parties were issued for 20.10.2015. However, on 20.10.2015, notice issued against the accused as well as complainant was received back unserved, upon which notice to parties were directed to be issued for 9.11.2015 through Assistant Commissioner of Police, Gurgaon. On 9.11.2015 I was on casual leave and file was put up before Link Magistrate. However, accused Surjeet and Prem Kumar appeared in the said court and marked their presence. However, complainant did not appear in the court inspite of service of notice against her and the learned Link Magistrate issued notice to complainant for today i.e. 10.11.2015. Today also service against complainant has been received back with the report of refusal and complainant did not appear in the court due to which statement regarding compromise could not be recorded and case has been adjourned to 4.1.2016 for awaiting further orders from the Hon'ble High Court.”

In view of above, no case for quashing of FIR on the basis of compromise is made out.

Dismissed.

(Rajan Gupta)
Judge

November 27, 2015

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