

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

(124)

CRM-M-37757-2016

Decided on: October 21, 2016.

M/s Cee Kay Metal Company and another

.... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Vikram Anand, Advocate, for the petitioner.

M.M.S. BEDI, J (ORAL)

Petitioner seeks quashing of FIR on the basis of compromise.

Notice to the respondents.

Mr. H.S. Jalal, Advocate, has put in appearance on behalf of respondent No.2 to submit that the dispute is amongst the petitioner and the complainant who are cousins and the matter has been amicably resolved.

Since the challan has not been presented, it will always be open to the complainant to make a supplementary statement before the investigating officer on the basis of which the prosecution agency can form an independent opinion to present cancellation/untraced report.

This petition is disposed of with a direction that in case the complainant or any other affected party approaches the investigating officer within a period of one month with voluntary supplementary statement, the investigating officer shall record the same and would be entitled to file cancellation/untraced report which may be accepted by the Court of competent jurisdiction in accordance with law.

It is not out of place to observe here that any statement made by the complainant or any other person voluntarily during course of investigation before the investigating officer, is required to be noted as per the mandate of Section 163 (2) Cr.P.C.

(M.M.S. BEDI)
JUDGE

October 21, 2016
harsha

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No