

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

-.-

CrI. Misc. M 39640 of 2016 (O&M)

Date of decision: 23.05.2017

Balbir Singh

..... *Petitioner*

Versus

State of Punjab and another

.....*Respondents*

Coram: Hon'ble Mrs. Justice Rekha Mittal

-.-

Present: None for the petitioner

Mr. Neeraj Sharma, AAG, Punjab

None for respondent No. 2

-.-

Rekha Mittal, J. (Oral)

The petitioner has invoked Section 482 of the Code of Criminal Procedure seeking quashing of FIR No. 180 dated 29.06.2014 for offence punishable under Sections 354-C and 506 of the Indian Penal Code registered with Police Station City Khanna, Police District Khanna and proceedings emanating therefrom on the basis of compromise (Annexure P2).

Respondent No. 2 failed to cause appearance despite service.

On 31.01.2017, the order passed by this Court reads as follows:-

“Respondent No. 2 is not present despite service.
The petition has been filed for quashing on the basis of compromise.

Counsel for the petitioner prays for time to seek

instructions and ensure presence of respondent No. 2
before this Court.

Adjourned to 23.05.2017.”

The petitioner has not only failed to ensure presence of
respondent No. 2 but himself also has absented from the proceedings. These
facts are sufficient to show that plea of the petitioner that dispute between
the parties has been settled by way of compromise is misconceived and
liable to be rejected.

Dismissed.

(Rekha Mittal)
Judge

23.05.2017
mohan bimbira

Whether speaking/reasoned: Yes/No
Whether reportable : *Yes/No*