

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

257

IOIN-CRM-M-18597-2016

Sarabjit Singh and another Vs. State of Punjab and others

PRESENT: None for the petitioners.

Mr. AS Sandhu, Addl. AG, Punjab.

A perusal of order dated 14.12.2017 reveals that the present petition was accepted and FIR No. 201 dated 17.10.2008 was ordered to be quashed as well as the judgment of conviction and order of sentence dated 19.11.2011, passed by the learned District and Sessions Judge, Amritsar in Sessions Case No. 24 of 2010, convicting the petitioners under Section 323, 325, 308 read with Section 34 IPC and also the judgment of conviction and order of sentence dated 19.11.2011, passed by the learned District and Sessions Judge, Amritsar in Sessions Case No. 61 of 2010, convicting respondents No. 2 and 3 under Sections 323 and 325 IPC were ordered to be set aside, subject to depositing costs of ₹ 10,000/- each by the petitioners and respondents No. 2 and 3, with the Punjab Legal Services Authority, Chandigarh, within one week, failing which it was ordered that the petition shall be deemed to have been dismissed and the case was ordered to be listed on 21.12.2017 for production of receipt regarding deposit of costs.

Office report indicates that costs of ₹ 10,000/- each by the petitioners as well as by respondents No. 2 and 3, have not been received. Faced with this situation, this court has no option, but to dismiss the instant petition for not depositing costs of Rs.10,000/- each by the petitioners as well as by respondents No. 2 and 3. Accordingly, this petition is dismissed.

The judgments dated 19.11.2011 passed by the learned District and Sessions Judge, Amritsar in Sessions Cases No. 24 and 61 of 2010 stand revived and the impugned FIR cannot be quashed on the basis of compromise. Intimation be sent to the trial Court to execute the sentence.

December 21, 2017
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(RAMENDRA JAIN)
JUDGE