

274.

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

CRM-M-11070-2016

Date of decision:21.11.2018

BALBIR KUMAR & ORS

... Petitioners

Versus

STATE OF PUNJAB & ORS

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: None for the petitioners.

Mr. Surinder Pal Singh Tinna, Additional Advocate General,
Punjab, for respondent No.1.

None for respondents No.2 to 4.

HARI PAL VERMA, J. *(Oral)*

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.3 dated 02.03.2014 registered under Sections 420, 467, 468, 471, 120-B of IPC at Police Station NRI Commissionerate, Jalandhar, District Jalandhar (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 16.03.2016 (Annexure P-2).

This Court vide order dated 31.03.2016 had directed the parties to appear before the trial Court to get their statements recorded in support of the compromise and to send a report. Thereafter, the case is being adjourned repeatedly.

A communication has been received from learned Chief Judicial

Magistrate (NRI), Jalandhar dated 18.07.2016 which is accompanied with

the statements of parties. The statement of complainant Ravinder Kaur i.e. respondent No.2 recorded in the case reads as under:-

“Stated that I had entered into compromise with the accused in the FIR No.3, dated 02.03.2014, u/s 420/467/468/471/120-B. On the basis of that compromise, sale deed was executed but some payment was not made. As such, the compromise was not adhered to its logical end. Thus, the FIR should not be quashed.”

Apart from above, a similar statement has been made by respondent No.3-Deepak Bange.

Thus, on the basis of aforesaid statements, it is clear that as some payment was not made by the petitioners, it is for this reason the complainants have not accepted the compromise.

No one is present on behalf of the petitioners as well as on behalf of respondents No.2 to 4.

Considering the fact that the complainants have not accepted the compromise, the prayer of the petitioners for quashing the FIR on the basis of compromise, cannot be accepted.

Accordingly, present petition is dismissed.

However, the petitioners are at liberty to file a fresh petition in case the compromise matures between the parties or on merits.

(HARI PAL VERMA)
JUDGE

21.11.2018
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Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No