

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

CRM-M-18879 of 2018.

Decided on:-July 31, 2018.

Gurwinder Singh.

.....Petitioners.

Versus

State of Punjab and another

.....Respondents.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. Vivek K. Thakur, Advocate
for the petitioner.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.40 dated 01.05.2018 under Sections 452, 323, 324, 148 and 149 IPC registered at Police Station Machhiwara, District Ludhiana and all subsequent proceedings arising therefrom including the order dated 02.02.2011 passed by learned Judicial Magistrate 1st Class, Samrala, on the basis of compromise between the parties.

Vide order dated 02.02.2011 passed by learned Magistrate, the petitioner was declared as a proclaimed offender. An accused, who is declared a proclaimed offender should not be encouraged to get the proceedings quashed merely on the basis of compromise, as every person is required to maintain the dignity of the Court.

At this stage, learned counsel for the petitioner states that the petitioner is ready to surrender before the trial Court and permission may be

granted to the petitioner to file a fresh petition seeking quashing of the FIR on the basis of compromise at a later stage.

The submission made by learned counsel for the petitioner carries weight. Accordingly, the present petition is disposed of with a direction that in case the petitioner surrenders before the trial Court within a period of two months from today, the trial Court shall admit him on bail subject to his furnishing bail bonds and surety bonds to its satisfaction. Thereafter, the petitioner shall be at liberty to file a fresh petition seeking quashing of the FIR on the basis of compromise.

July 31, 2018
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No