

IN THE HIGH COURT OF PUNJAB AND HARAYANA AT CHANDIGARH

281

CRM-M-27577-2017

Date of decision: 14.02.2018

Kavita Mahant and others

...PETITIONERS

VS.

State of Punjab and others

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: None for the petitioners.

Mr. Kuldeep Singh, Sr. Deputy Advocate General, Punjab,
for the State.

None for respondent No. 2.

AUGUSTINE GEORGE MASIH, J. (ORAL)

The present petition has been filed for quashing of FIR No. 226 dated 08.11.2015 (Annexure P-1) registered under Sections 323/341/379/365/148/149 IPC at Police Station City Rupnagar, District Rupnagar and all subsequent proceedings arising therefrom on the basis of the compromise dated 08.09.2016 (Annexure P-2).

On 31.07.2017, when the case came up for hearing, the following order was passed:-

“ Learned counsel for the petitioners contended that the parties have amicably settled their disputes with the intervention of respectables and compromise deed (Annexure P2) in this regard has been placed on the file.

Notice of motion.

On asking of the Court, Mr. Raj Birinder Singh Chahal, Additional Advocate General, Punjab, accepts notice on behalf of respondent(s) No.1. Mr. Kulwant Singh, Advocate, who is

present in the Court has put in appearance on behalf of respondents No.2 to 4 and affirmed the fact of compromise effected between the parties.

In view of the matter, the parties are directed to appear before the trial Court/Area Magistrate on 23.8.2017 for getting their statements recorded with regard to the compromise arrived at between them.

The trial Court is directed to indicate (i) how many total accused are facing the trial, (ii) status/stage of the trial/case, (iii) to record the statements of all the concerned parties, with regard to the genuineness and validity or otherwise of the compromise and (iv) to send its report to this Court through District and Sessions Judge, before the next date of hearing.

Adjourned to 20.9.2017.”

In compliance with the order passed by this Court, the report has been received by the learned Chief Judicial Magistrate, Rupnagar, according to which, neither the complainant nor accused appeared before the said Court on the date fixed i.e. 23.08.2017.

Neither the counsel for the petitioners nor the counsel for complainant-respondent No. 2 is present in Court. It appears that the parties are not interested in continuation of the proceedings.

Dismissed for non-prosecution.

February 14, 2018

pj

**(AUGUSTINE GEORGE MASIH)
JUDGE**

Whether speaking/reasoned: Yes/No
Whether Reportable : Yes/No