

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

CRM-M-30017 of 2018.

Decided on:-July 19, 2018.

Iqbal Chaudhary and others

.....Petitioners.

Versus

State of Punjab and others

.....Respondent.

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

Present:- Mr. Balbir Singh Jaswal, Advocate
for the petitioners.

HARI PAL VERMA, J. (ORAL)

Prayer in this petition filed under Section 482 Cr.PC is for quashing of FIR No.89 dated 13.04.2013 under Sections 420 and 120-B IPC registered at Police Station Chhehartta, District Amritsar (Annexure P-1) qua the petitioners and all subsequent proceedings arising out of the said FIR in view of compromise dated 01.06.2018 (Annexure P-2).

Prayer has also been made for quashing of order dated 24.04.2018 (Annexure P-3) passed by learned Judicial Magistrate 1st Class, Amritsar, vide which petitioners No.1 and 2, namely, Iqbal Chaudhary and Laxmi Devi were declared as proclaimed absconders.

Learned counsel for the petitioner states that at this stage, he does not press the present petition regarding quashing of the FIR in question and confines his prayer only qua quashing of impugned order dated 24.04.2018 (Annexure P-3). He further states that the matter has been

compromised between the parties even in the proceedings under Section 138 of the Negotiable Instruments Act, 1881.

Notice of motion.

On asking of the Court, Mr. S.P.S. Tinna, Addl. A.G., Punjab accepts notice on behalf of the respondent No.1-State.

Let requisite number of copies of paper book be given to learned State counsel during the course of the day.

At this stage, Mr. Ankush Thakral, Advocate has put in appearance and accepts notice on behalf of respondents No.2 to 4. He does not dispute the factum of compromise between the parties. Power of attorney filed on behalf of respondents No.2 to 4 in the Court, is taken on record.

Without commenting upon anything on the merits of the case, but considering the fact that the matter has been compromised between the parties, the present petition is disposed of with a direction that in case the petitioners No.1 and 2 surrender before the trial Court within one week from today, they shall be admitted on bail on their furnishing requisite bail bonds and surety bonds to the satisfaction of learned trial Court.

However, it is made clear that the petitioners would be at liberty to file a fresh petition seeking quashing of the FIR in question on the basis of compromise.

(HARI PAL VERMA)
JUDGE

July 19, 2018
Yag Dutt

Whether speaking/reasoned: Yes
Whether Reportable: No