

240 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Hemlata
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CRM-M-35029-2014(O&M)
Date of decision:26.04.2018

Vijay Kumar and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. D.S.Gurna, Advocate, for the petitioners.

Mr. Abhaypal Singh Gill, AAG, Punjab.

Mr. Rajeev Kumar Sharma, Advocate, for respondent No.2.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for quashing of the FIR on the basis of compromise.

This petition is pending since 2014.

Reply by way of affidavit of Deputy Superintendent of Police, NRI, Ludhiana reveals that petitioner No.2-Pawan Kumar along with two other co-accused has been declared proclaimed offender on 08.07.2014. This petition is filed subsequently on 09.10.2014 by concealing the aforesaid fact. Even otherwise, once it has been come to the notice of petitioner No.2 that he has been declared a proclaimed offender on 08.07.2014. In the intervening period, no action has been taken by petitioner No.2 to surrender before the trial Court or challenge the order declaring him as a proclaimed offender.

In view of the same, the present petition is dismissed. However, liberty is granted to the petitioners to file a fresh petition praying for quashing of the FIR on the basis of compromise after the order declaring petitioner No.2 as a proclaimed offender is set aside.

(ARVIND SINGH SANGWAN)
JUDGE

26.04.2018

Hemlata

Whether speaking/reasoned
Whether reportable

Yes / No
Yes / No