

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

**AT CHANDIGARH**

**Criminal Misc. No.M-5050 of 2016**

**Date of Decision: 31.08.2018**

Baljit Singh Jassian

...Petitioner(s)

Versus

State of Punjab & another

...Respondent(s)

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

Present:- Mr. R.S. Ghuman, Advocate  
for the petitioner.

Mr. Surinder Pal Singh Tinna, Addl.A.G., Punjab.

\*\*\*\*\*

**HARI PAL VERMA, J. (Oral)**

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.71 dated 24.02.2015 under Sections 406, 420 IPC registered at Police Station Jodhewal, District Ludhiana City (Annexure P-1) and subsequent proceedings arising therefrom, on the basis of compromise dated 28.06.2015 (Annexure P-2).

This Court, vide order 22.07.2016 had directed the parties to appear before the trial Court within a period of fifteen days to get their statements recorded with regard to compromise so arrived and the trial Court was directed to submit its report regarding the genuineness of the compromise so effected on the basis of statements of the parties.

Pursuant to the aforesaid order, learned Judicial Magistrate Ist

Class, Ludhiana, vide communication dated 20.08.2016, has informed this

Court that though the petitioner has appeared before him for getting his presence marked, however, no one has put in appearance on behalf of the complainant – Jai Chand within the time so stipulated by this Court. On account of non-appearance of the complainant, the statement of the parties could not be recorded in support of the compromise.

In view thereof, the prayer of the petitioner for quashing of the FIR on the basis of compromise dated 28.06.2015 cannot be accepted. Accordingly, the present petition is dismissed.

However, the petitioner is at liberty to file a fresh petition for quashing of the FIR, in case any fresh compromise is effected between the parties.

August 31, 2018  
**AK**

**( HARI PAL VERMA )**  
**JUDGE**

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No