

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc.-M-5908 of 2019 (O&M)
Date of Decision: March 07, 2019.

Lucky Satija and others

.....Petitioners

versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR.JUSTICE MAHABIR SINGH SINDHU.

Present: Ms.Amrit Kaur, Advocate, for the petitioners.

Mr.C.L.Pawar, Sr.DAG, Punjab.

Mr.Vishal Goel, Advocate, for respondent No.2.

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Mahabir Singh Sindhu, J. (Oral)

Ms.Amrit Kaur, Advocate, filed Vakalatnamas on behalf of the petitioners and Mr.Vishal Goel, Advocate, filed Vakalatnama on behalf of respondent No.2. Same are taken on record.

The present petition under Section 482 Cr.P.C., has been filed praying for quashing of FIR No.0068 dated 14.03.2018 registered under Sections 420, 120-B IPC read with Section 13 of Punjab Human Trafficking Act, Police Station City, Rajpura, District Patiala with all consequential proceedings arising therefrom, on the basis of Compromise dated 04.09.2018 (Annexure P-2).

This Court on 07.02.2019 while issuing notice of motion, passed the following order:-

“Learned Counsel for the petitioners contends that the matter has been compromised between the parties.

Notice of motion.

On the asking of the Court, Mr. Sandeep Kumar,

DAG, Punjab accepts notice on behalf of respondent No.1 and one set of paper-book be supplied to him during the course of day.

In view of above, let the parties appear before the Court of learned trial Court on 21.02.2019 to record their statements with reference to the compromise, if any, entered into between them.

Learned Trial Court will record the statements of all accused, complainant/injured and victim, if any and submit a report along with the statements to this Court before the next date of hearing containing the following information:-

(i) Whether the statements of the parties are bona fide and are not result of any pressure or coercion etc. in any manner?

(ii) Whether the compromise effected between the parties is genuine and valid?

(iii) Whether all the accused, complainant and injured are party to the compromise and if not, the details/particulars of such person(s).

(iv) Whether any other case is pending against either of the parties or not, if yes, the details thereof.

(v) Whether any of the persons involved in this case/dispute has been declared a proclaimed offender.

Meanwhile, learned State Counsel shall also get the instructions in the matter as to whether the State has any objection or not?

For arguments, to come up on 07.03.2019.

Copy of this order be sent to learned Judicial Officer concerned forthwith for information and compliance.”

Learned counsel for respondent No.2 has apprised the Court that there is no compromise arrived at between the parties.

In view of the above, the present petition is liable to be dismissed at this stage.

Ordered accordingly.

March 07, 2019
mohinder

(MAHABIR SINGH SINDHU)
JUDGE

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