

262.

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

CRM-M-14836-2018

Date of decision: 16.08.2019.

SUNIL KUMAR

.... Petitioner

versus

STATE OF PUNJAB AND ANR

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: None for the petitioner.

Mr. Saurav Khurana, DAG, Punjab,
for respondent No.1.

None for respondent No.2.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.0040 dated 24.07.2017 registered under Section 498-A of IPC at Police Station Talwara, District Hoshiarpur (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 30.03.2018 (Annexure P-2).

This Court vide order dated 16.04.2019 had directed the parties to appear before the trial Court/Illaq Magistrate on 04.05.2018 or any other date fixed by it, to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise. However, a communication dated 10.07.2018 was received from the learned Judicial Magistrate Ist Class, Mukerian to the effect that none of the parties had come present and, therefore, the statements of the parties could not be

counsel for the petitioner, one more opportunity was granted to the parties to get their statements recorded.

Again a communication dated 01.03.2019 has been received from the learned Judicial Magistrate Ist Class, Mukerian to the effect that none of the parties have come present for recording their statements.

The repeated conduct of the parties does reflect that either the parties have not compromised the matter or they are not interested to act upon it. Accordingly, the present petition is hereby dismissed at this stage.

However, in case the parties enter into a fresh compromise or agrees to act upon the compromise attached with this petition, the parties would be at liberty to file a fresh petition seeking quashing of FIR on the basis of compromise.

(HARI PAL VERMA)
JUDGE

16.08.2019

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Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No