

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

276

CRM-M-22429-2018

Date of Decision:27.05.2019

Davinder Singh alias Raju and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

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

**Present: Ms. Satinder Kaur, Advocate,
for the petitioners.**

Mr. Rana Harjasdeep Singh, D.A.G., Punjab.

**Ms. Mayuri Lakhanpal Kalia, Advocate,
for respondent No.2.**

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of FIR No.111 dated 24.08.2016 under Section 498-A IPC, Police Station Chhajali, District Sangrur (Annexure P-1) and all the consequential proceedings arising therefrom on the basis of compromise dated 17.01.2018 (Annexure P-3).

Fresh power of attorney filed on behalf of respondent No.2 today in the court, is taken on record.

Pursuant to the order dated 20.03.2019, parties are present in the Court.

Learned counsel for the petitioners has argued that though the matter has been compromised and the compromise-deed dated 17.01.2018

(Annexure P-3) was executed between the parties, but respondent No.2-complainant is not honouring the said compromise.

On the other hand, learned counsel for complainant-respondent No.2, on instructions from her client who is present in the Court, submits that the matter has not been compromised as the land has not been transferred in her name.

Learned State Counsel, on instructions from ASI Gurmeet Singh, submits that the police has investigated the matter and has filed the cancellation report, but as the complainant has not accepted the cancellation report, the trial court has ordered further investigation in the matter.

Heard learned counsel for the parties.

The present petition has been filed seeking quashing of FIR on the basis of compromise and the complainant is not accepting the compromise.

Accordingly, the present petition is disposed of with liberty to the parties to avail the remedy as available to them under the law including to file a petition for quashing of FIR on merit.

It is made clear that in the event of submission of cancellation report/challan, the trial court shall act independently without being influenced by these proceedings.

May 27, 2019
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(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No