

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

**CRM-M No. 5837 of 2016
Date of Decision:-30.01.2019**

Puran Chand Kamboj and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Narender Pal Bhardwaj, Advocate
for the petitioners.

Mr. V.G. Jauhar, Sr. DAG, Punjab.

Mr. Hoshiar Singh Jaswal, Advocate
for respondent No.2.

MANOJ BAJAJ J.(Oral)

This petition has been filed for quashing of FIR No.278 dated 14.11.2015, under Sections 406, 420 and 120-B IPC, registered at Police Station Zirakpur, District SAS Nagar (Mohali) on the basis of compromise dated 05.2.2016, allegedly arrived at between the parties.

On 17.2.2016, notice of motion was issued and thereafter the reply was filed on behalf of respondent No.2-complainant by way of affidavit of respondent No.2-Anita Dhillon. The factum of compromise was admitted and it was also mentioned that respondent No.2 has no objection if the above mentioned petition for quashing of FIR is allowed.

On 16.1.2018, the parties were directed to appear before the trial Court on 06.2.2018 for recording their statements in support of the compromise. However, the parties did not appear before the Court on the given date. The matter was taken up again by this Court on 15.11.2018, wherein the report, sent by the Judicial Magistrate 1st Class, Dera Bassi was examined, which indicates that the parties did not appear for getting their statements recorded with regard to the compromise. At that stage, another opportunity was granted to the parties to appear before the trial Court on 06.12.2018 for the same purpose.

It is not in dispute that the parties have not appeared before the trial Court, which leaves no doubt that the parties are not supporting the compromise. The solitary ground raised in the petition is not substantiated and on the other hand the parties have reflected complete lack of interest in this petition.

There is no reason to keep this petition pending, resultantly, the petition is dismissed.

January 30, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No