

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

**CRM-M No.53327 of 2018 (O&M)
Date of Decision: 04.09.2019**

Vishnu and others

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: None for the petitioners.

Mr. Arun Kumar, Assistant Advocate General, Haryana
for respondent No.1/State.

Mr. V.P.Sangwan, Advocate for respondent No.2.

None for respondent No.3.

MAHABIR SINGH SINDHU, J. (ORAL)

Present petition has been filed under Section 482 of the Code of Criminal Procedure (*for short 'Cr.P.C.'*) read with Section 320 Cr.P.C. for quashing of FIR No.268 dated 18.11.2013 (P-1), under Sections 323, 325, 452/34 of the Indian Penal Code, 1860, registered at Police Station Baund Kalan, District Charkhi Dadri along with all consequential proceedings arising therefrom as well as judgment and order of conviction dated 01.02.2017, passed by learned Judicial Magistrate 1st Class Charkhi Dadri on the basis of compromise/affidavit dated 29.08.2018 (P-4)

At the outset, learned Counsel for respondent No.2 has apprised the Court that there is no compromise between the parties and against the above conviction, an appeal is already pending.

Since the compromise has been denied by the complainant/respondent No.2 (injured), therefore, this Court has no option except to dismiss the present petition.

Ordered accordingly.

However, petitioners would be at liberty to raise their pleas before the Appellate Court and dismissal of the present petition may not be construed as expression of opinion on the legality, recorded by the Courts below.

September 04, 2019

Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>