

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-52986 of 2019

DATE OF DECISION: DECEMBER 13, 2019

BALTEJ SINGH @ TEJA & OTHERS ...PETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHER ...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ.

PRESENT: MR. ROBIN DUTT, ADVOCATE FOR THE PETITIONERS.

MANOJ BAJAJ, J.(ORAL)

This petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.58 dated 12.4.2017 under Sections 307/34 IPC and Sections 25/27/54/59, Arms Act, Police Station Bagha Purana, District Moga on the basis of compromise (Annexure P-2) arrived at between the parties.

A perusal of the case file shows that earlier CRM-M-15115 of 2017 was filed for quashing of the FIR on the basis of compromise alone and the said petition was dismissed as withdrawn on 17.10.2019. The petitioners have filed the present petition on the same ground of compromise without any material change in the circumstances.

After hearing the learned counsel for the petitioners, this Court finds that the petition is without any valid cause of action and same has unnecessarily been filed once again invoking the inherent powers of this Court under Section 482 Cr.P.C. Since the offence is under Section 307 IPC, therefore the alleged compromise is insignificant.

The petition is dismissed. However, the petitioners are

burdened with cost of ₹10,000/- to be deposited with the District Legal Services Authority, Moga within two months from today.

A copy of this order be sent to the Chief Judicial Magistrate, Moga to ensure payment of costs.

December 13, 2019
Gulati

(MANOJ BAJAJ)
JUDGE

Whether Reportable : Yes/No
Whether Speaking/Reasoned : Yes/No