

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

**CRM-M No.56428 of 2018
Date of Decision: 22.04.2019**

HARPREET SINGH AND ORS

.....Petitioners

Versus

STATE OF PUNJAB AND ANR

.....Respondents

CORAM : HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. K.S. Mamrat, Advocate
for the petitioners.

Mr. C.L. Pawar, Sr. DAG, Punjab.

Mr. Puneet Kakkar, Advocate
for respondent No.2.

MAHABIR SINGH SINDHU, J. (ORAL)

Present petition has been filed under Section 482 Cr.P.C. praying for quashing of FIR No.05 dated 04.01.2014, under Sections 420, 120-B and 506 of the Indian Penal Code, registered at Police Station Chamkaur Sahib, District Rupnagar along with all consequential proceedings arising therefrom on the basis of compromise dated 01.05.2018 (**Annexure P-2**) entered into between the parties i.e. petitioners as well as respondent No.2.

On instructions from the police official present in the Court, learned State counsel has apprised the Court that petitioners No. 2 and 3 have already been declared as proclaimed offender on 04.02.2015 by learned trial Court and they are residing abroad.

The factum of order dtd 04.02.2015, whereby petitioner Nos. 2 and 3 were declared as proclaimed offenders has not been disputed by learned counsel for the petitioners and thus there is an active concealment of the

material aspect of the matter.

Consequently, no ground is made out for quashing of the FIR in question on the basis of compromise and the present petition is liable to be dismissed with costs of Rs. 1,00,000/-.

At this stage, learned counsel for the petitioners submits that he is a new entrant in the profession and was oblivious of the consequences to be faced by his client on account of non-disclosure of order dated 04.02.2015 and thus prays for reduction of the costs.

Submissions seems to be justified and accepted. Costs of Rs. 1,00,000/- is reduced to Rs.5,000/- and the same be paid to High Court Legal Services Committee.

Dismissed at this stage.

April 22, 2019

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(MAHABIR SINGH SINDHU)

JUDGE

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