

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

(Sr. No. 217)

CRM-M No. 29299 of 2021

Date of decision : 26.11.2021

Amritpal Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : None for the petitioners.

Mr. Saurav Khurana, DAG, Punjab.

None for the complainant.

* * *

DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 52 dated 05.10.2018 registered under Sections 323, 498-A and 406 IPC at Police Station - Women, district Bathinda on the basis of a written compromise dated 15.01.2021 (Annexure P-2).

On 28.09.2021, this Court had passed the following order :-

“Mr. S.S. Grewal, Advocate, has put in an appearance on behalf of respondent No.2 and does not dispute the factum of compromise having been arrived at between the parties. Power of Attorney on behalf of respondent No.2 be filed in the registry.

Adjourned to 26.11.2021.

Meanwhile, parties are directed to present themselves before the Illaqa Magistrate/trial Court on 27.10.2021 for getting their statements recorded with regard to the factum of compromise so effected between

them. The Illaqa Magistrate/trial Court is directed to record the statements of both the parties specifying the following:

i) The number of accused arrayed in the FIR, how many have appeared before it, have made statements and whether any accused is absconding/P.O. in the case;

ii) The name of the complainant and aggrieved and whether all of them have appeared and made their respective statements in support of the compromise so effected between them;

iii) The stage of trial/proceedings;

iv) If the compromise is genuine, voluntarily and out of free will of the parties.

The Illaqa Magistrate/trial Court is further directed to send a report along with statements of the parties with regard to the validity or otherwise of the compromise so effected between the parties.”

In pursuance to the afore-quoted order of this Court, a report dated 10.11.2021 has been received from the Judicial Magistrate First Class, Bathinda, as per which there is no compromise between the parties.

There is also no appearance on behalf of the petitioners and the complainant to controvert the afore report.

Dismissed.

26.11.2021
sunil yadav

(DEEPAK SIBAL)
JUDGE

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No