

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

CRM-M-9110-2021 (O&M)

Date of decision: 14.09.2022

Amarjeet Kaur and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: None for the petitioners.

Mr. Harkanwar Jeet Singh, AAG Punjab.

None for respondent No.2.

HARNARESH SINGH GILL, J. (ORAL)

This petition is for quashing of FIR No. 180 dated 21.12.2019 registered under Sections 420 and 34 IPC, at Police Station Dayalpura, District Bathinda, along with all the subsequent proceedings arising therefrom, including Challan under Section 173 Cr.P.C., on the basis of a compromise dated 30.06.2019 (Annexure P-2).

Vide orders dated 26.02.2021 passed by this Court, the Illaqa Magistrate/trial Court was directed to record the statements of all concerned parties with regard to the genuineness and validity or otherwise of the compromise.

In compliance thereof, the learned Judicial Magistrate 1st Class, Phul, has submitted a report vide letter dated 08.04.2021, indicating that the parties had not appeared before him for recording of their respective statements with regard to the validity of the compromise.

The parties did not opt to appear before the trial Court for the reasons best known to them and thereby flouted the order passed by this Court. It is not open to a party to dictate the terms of appearance before the trial Court, when a specific direction was issued in the order. If the parties wilfully flout the order of this Court, they cannot expect any equitable relief from the Court and they must be made to bear the consequences of their action. After having obtained an order, the parties cannot be allowed to sleep over its compliance.

In view of the above, the present petition stands dismissed.

14.09.2022

Mangal Singh

(HARNARESH SINGH GILL)

JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No