

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

CRM-M No.7967 of 2020  
Reserved on : 09.02.2022  
Pronounced on: 17.02.2022

Chhinder Singh and others .....Petitioner(s)

Vs.

State of Punjab and others .....Respondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Aman Dhir, Advocate  
For the petitioners.

Mr. H.S. Sitta, AAG, Punjab.

Mr. Lalit Goyal, Advocate for respondents No.2 & 3.

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ANOOP CHITKARA J.

| FIR No. | Dated      | Police Station                      | Sections                                  |
|---------|------------|-------------------------------------|-------------------------------------------|
| 5       | 15.01.2017 | Kotbhai, District Sri Muktsar Sahib | 353, 186, 332, 148, 149,<br>506 & 294 IPC |

The petitioner(s), arraigned as accused in the above captioned FIR, have come up before this Court under Section 482 CrPC for quashing of the FIR and all consequential proceedings based on the compromise with the victim(s).

2. The gist of the allegations against the petitioner(s) is that the complainant (respondent No.2) made a statement before the police and based on such statement, the police registered the FIR captioned above. Needless to mention all the details and it is sufficient to say that the parties have entered into a compromise.
3. During the pendency of the petition, the accused and the injured have compromised the matter, and its copy is annexed with this petition as Annexure P-2. After that, the petitioner(s) came up before this Court to quash the FIR, and in the quashing petition, the injured have been impleaded as respondent(s).
4. On the prayer of the parties in the present petition, the Court had permitted the parties to appear before the concerned Court to record their statements. As per the concerned Court's report, the complainant (respondents No.2 & 3) did not appear for recording their

statements.

ANALYSIS & REASONING:

5. As per the report of the concerned Judicial Magistrate, the complainant(respondents No.2 & 3) did not appear and as such the veracity of compromise could not be ascertained.
6. Given above, the matter cannot be compromised. However, it shall be open for the accused to apply to this court seeking another opportunity to make complainant/victim(s) appear before the concerned court to record their no-objection statement(s). In that eventuality, there would be no need for the accused to re-appear, and they can annex the copy of the statement(s) recorded in this petition.

**Petition dismissed in the terms mentioned above.** Liberty is reserved for the petitioners to file a fresh petition if necessity arises. All pending applications, if any, stand disposed of.

(ANOOP CHITKARA)  
JUDGE

February 17, 2022  
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Whether speaking/reasoned: Yes  
Whether reportable: **No.**