

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No.10069 of 2022
Reserved on: 19.07.2022
Pronounced on: 26.07.2022

Amandeep Singh and anotherPetitioners

Vs.

State of Punjab and othersRespondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Pardhuman Garg, Advocate for the petitioners.

Mr. Amitoj Singh Sandhu, DAG, Punjab.

Mr. Abhishek Dhiman, Advocate for respondent No.2.

ANOOP CHITKARA J.

FIR No.	Dated	Police Station	Sections
171	24.11.2021	Balongi, District SAS Nagar (Mohali)	323, 354-A, 506 and 34 IPC

The petitioners, arraigned as accused in the above captioned FIR, have come up before this Court under Section 482 Cr.P.C. for quashing of the FIR and all consequential proceedings based on the compromise with the aggrieved person.

2. During the pendency of the petition, the accused and the aggrieved person have compromised the matter, and its copy is annexed with this petition as Annexure P-2.
3. After that, the petitioners came up before this Court to quash the FIR, and in the quashing petition, impleading the aggrieved person as respondent.
4. On 4-4-2022, the aggrieved person Rani Kaur @ Jagtar Kaur (R-2) appeared before the ACJ(SD) Kharar and stated that there would be no objection if the court quashes this FIR and consequent proceedings. As per the concerned court's report dated 20-04-2022, the parties consented to the quashing of FIR and consequent proceedings without any threat; however, the complainant Gurmukh Singh did not appear.

ANALYSIS & REASONING:

5. However, the petitioners did not arraign Gurmukh Singh as a respondent in this case, who, as per complaint was assaulted and was a necessary party.
6. Since all the victims did not state about their no objection to the compromise and also the reasons which led to the compromise, as such this court cannot proceed further in this matter.
7. Given above, the petition is dismissed. However, liberty is reserved to the petitioners to file a fresh petition and there would be no necessity re-examine the Rani Kaur @ Jagtar Kaur (R-2) and the accused, whose statements stand recorded. The copies of the statements alongwith report would suffice.

Petition dismissed in the terms mentioned above, with liberty reserved.

(ANOOP CHITKARA)
JUDGE

26.07.2022
Jyoti-II

Whether speaking/reasoned: Yes
Whether reportable: No.