

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-15534-2022
Reserved on: 20.07.2022
Date of Pronouncement: 02.09.2022

Vicky @ Vishal Bansal
...Petitioner (s)
Versus
State of Punjab & others
...Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present:- Mr. Gulzar Mohammed, Advocate
for the petitioner(s).

Mr. H.S. Multani, AAG, Punjab.

Mr. Rajesh Gupta, Advocate
for respondents no.2 to 5.

ANOOP CHITKARA, J.

FIR No.	Dated	Police Station	Sections
72	17.5.2018	Mandi Gobindgarh, District Fatehgarh Sahib	338 IPC

The petitioner, arraigned as accused in the above captioned FIR, has come up before this Court under Section 482 CrPC 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 petitioner came up before this Court to quash the FIR, and in the quashing petition, impleading the aggrieved persons as respondents.

4. On 26.4.2022, the aggrieved person Shyam Dube (R-2) appeared before the SDJM, Amloh 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 6-5-22, the parties consented to the quashing of FIR and consequent proceedings without any threat.

ANALYSIS & REASONING:

5. The petitioner has impleaded the other injured as respondents (R-3, R-4, R-5) in his petition. However, their statements with regard to the factum of compromise were not recorded before the trial court.
6. Since all the victims did not state about their no objection to the compromise and also the veracity and 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 R-2 and the accused, whose statements stand recorded. The copies of the statements along with report would suffice.

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

(ANOOP CHITKARA)
JUDGE

Sept 02, 2022
AK

Whether speaking/reasoned:	Yes
Whether reportable:	No.