

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

**CRM-M-25113-2017
Date of Decision: 4th May, 2022**

Sukhvinder Singh @ Sukhjinder Singh

Petitioner

Versus

State of Punjab and another

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. H.S.Oberoi, Advocate for the petitioner.

Mr. R.S.Thind, Deputy Advocate General, Punjab.

None for respondent No.2.

AVNEESH JHINGAN, J (Oral):

This petition was filed for quashing of FIR no. 285 dated 26.4.2001 registered under Section 3 (1) (5) of Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989 and Sections 506, 34 IPC at P.S. Sadar Samana, District Patiala and for quashing of order dated 30.3.2017, declaring the petitioner as proclaimed offender.

The petition is pending in this Court since 2017. Earlier, respondent No.2 could not be served, now the office report is that respondent No.2 has refused to accept the notice.

One of the grounds taken in the petition for quashing of the FIR is that the matter was compromised between the parties, and reliance is placed on the order passed in a writ petition.

However, in the absence of respondent No.2, factum of

compromise cannot be substantiated. Prayer for quashing of the FIR is rejected at this stage with liberty to the petitioner to revive the prayer in case need so arises.

However, in case the petitioner appears before the Court concerned within 15 days from today and applies for regular bail, considering the facts and circumstances of the case, the Court concerned would take up regular bail on the same day and decide it as expeditiously as possible.

The FIR is of 2001, there is no doubt that the Trial Court would make an endeavour to conclude the trial as expeditiously as possible.

The petition is disposed of.

[AVNEESH JHINGAN]
JUDGE

4th May, 2022
anuradha

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No