

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

232

CRM-M-32602-2018
Decided on : 08.04.2022

Mohit Marwaha and another

. . . Petitioners

Versus

State of Punjab and others

. . . Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

PRESENT: Mr. Akshit Goel, Advocate for
Mr. Manuj Nagrath, Advocate
for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

None for respondent Nos. 2 and 3.

VIKAS BAHL, J. (Oral)

This is a petition under Section 482 Cr.P.C. for quashing of
FIR No. 119 dated 23.07.2018 under Sections 380 and 34 of the Indian
Penal Code, 1860 registered at Police Station Division No. 2, District
Jalandhar (Annexure P-1) and all subsequent proceedings arising on the
basis of the compromise.

On 16.01.2020, a Coordinate Bench of this Court was
pleased to pass the following order:-

*“This is a petition under Section 482
Cr.P.C. for quashing of FIR No. 0119 dated
23.7.2018, under Section 380, 34 IPC, 1860
registered at Police Station Division No. 2,*

Jalandhar on the basis of compromise dated 27.07.2018.

State counsel informs that the matter is at the stage of investigation. Counsel appearing on behalf of respondent nos. 2 and 3 has filed memo of appearance and submits that the matter has been compromised. She is directed to file vakalatnama in the meantime. Counsel for the petitioner further informs that none of the accused has been declared proclaimed offender.

Heard.

Parties are directed to appear before learned Illaqa Magistrate, Jalandhar to get their statements recorded and the Illaqa Magistrate is to record the statements of the parties and then to report whether the parties have entered into compromise voluntarily without any threat or coercion. The Illaqa Magistrate is also to report whether any of the parties has been declared as proclaimed offenders.

Report be submitted to this Court by the next date of hearing fixed as 30.03.2020.

16.01.2020 **Sd/-
(H.S. MADAAN)
JUDGE ”**

In pursuance of the said order, a report has been submitted by the Judicial Magistrate 1st Class, Jalandhar to the Registrar General of this Court to the effect that the petitioners have not appeared for recording their statements regarding compromise effected between them.

In view of the same, learned counsel for the petitioners seeks permission of this Court to withdraw the present petition with liberty to file a fresh petition for quashing of the FIR on the basis of compromise when the parties are ready to record their statements qua the compromise.

April 8th, 2022
Mehak

(VIKAS BAHL)
JUDGE

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