

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

147

CRM-M-22681-2022
Decided on : 23.05.2022

Boota Khan @ Bagga

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

PRESENT: None for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (Oral)

This is a petition under Section 482 Cr.P.C. for quashing of FIR No. 13 dated 08.02.2017 under Sections 307, 34 of the Indian Penal Code, 1860 and Section 25 of the Arms Act registered at Police Station City-II, Malerkotla, District Sangrur (Annexure P-1) and all subsequent proceedings arising on the basis of the compromise.

The petitioner alongwith co-accused Gahiya Khan had filed CRM-M-29698-2020 for quashing of the FIR and all subsequent proceedings arising on the basis of compromise (Annexure P-2) and the said case came up for hearing before a coordinate Bench of this Court on 05.01.2021 and the following order was passed:-

“After arguing the matter for some time, Ld. counsel for the petitioners seeks permission to withdraw the present petition.

Ordered accordingly.

05.01.2021

Sd/-
(SUDIP AHLUWALIA)
JUDGE”

The present case has been called on three occasions, however, nobody has appeared on behalf of either of the parties. There is no explanation from any person as to how the present petition would be maintainable in view of the fact that the earlier petition filed under Section 482 Cr.P.C. on the basis of compromise was withdrawn. Moreso, none has appeared in support of the compromise.

Accordingly, the present petition is dismissed.

However, liberty is granted to the petitioner to file a fresh petition in case the compromise is still effectual and after explaining as to how a subsequent petition on the basis of compromise would be maintainable once the earlier petition has been withdrawn.

May 23rd, 2022
Mehak

(VIKAS BAHL)
JUDGE

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