

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

276

CRM-M-5080-2018
Decided on : 19.05.2022

Gurjant Singh @ Janti and others

. . . Petitioners

Versus

State of Punjab and another

. . . Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

PRESENT: Mr. Deepanshu Sodhi, Advocate for
Mr. Vivek Salathia, Advocate
for the petitioners.

Ms. Ruchika Sabherwal, AAG, Punjab.

VIKAS BAHL, J. (Oral)

This is a petition under Section 482 Cr.P.C. for quashing of FIR No. 40 dated 17.03.2017 under Sections 323, 325, 148 and 149 of the Indian Penal Code, 1860 registered at Police Station Majitha, District Amritsar Rural (Annexure P-1) and all subsequent proceedings arising on the basis of the compromise.

On 02.03.2020, a coordinate Bench of this Court was pleased to pass the following order:-

*“Report from the trial Court/Illaq
Magistrate has been received.*

*Petitioners are directed to deposit
₹20,000/- as a precondition for quashing FIR
on the basis of alleged compromise, out of
which ₹10,000/- shall be deposited with the
Poor Patients' Welfare Fund of the*

Postgraduate Institute of Medical Education and Research (PGIMER), Chandigarh and ₹ 10,000/- with the Welfare Centre for Persons with Speech and Hearing Impairment, Chandan Nagar, Sector 15, Phase-2, Behind ITI, Gurugram, Bank Account No. 000434003000357, the Gurgaon Central Co-operative Bank Ltd. or Bank, Account No.1245010000518, United Bank of India. They can also opt to deposit the aforesaid amount of ₹ 10,000/- with the PGIMER online through its website “www.pgimer.edu.in”.

Adjourned to 31.3.2020 for production of original receipts and consideration.

To be shown in the urgent list.

March 02, 2020 *Sd/-
(Ramendra Jain)
Judge”*

Learned counsel for the petitioners has very fairly submitted that the abovesaid costs have not been deposited. Further, vide order dated 21.01.2019 passed by the coordinate Bench of this Court, the parties were directed to record their statements with respect to the compromise and the trial Court was directed to submit its report.

In pursuance of the above order, a report has been submitted by Judicial Magistrate 1st Class, Amritsar. A perusal of the report would show that the parties did not appear before the said forum and therefore, the complete report could not be submitted by him.

In view of the above, present petition is dismissed.

However, liberty is granted to the petitioners to file a fresh petition in case the compromise is still effectual and the parties are ready to get their statements recorded and to deposit the costs as ordered by the coordinate Bench of this Court vide order dated 02.03.2020.

May 19th, 2022
Mehak

(VIKAS BAHL)
JUDGE

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