

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

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**CRM-M-46334-2021 (O&M)
Date of decision: 30.11.2022**

Hanish Kaler @ Laddi and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. Rahul Bhargava, Advocate for
Mr. Navjot Singh, Advocate for the petitioners.

Mr. Pankaj Khullar, AAG Punjab.

None for respondent Nos. 2 to 4.

HARNARESH SINGH GILL, J. (ORAL)

This petition is for quashing the FIR No. 204 dated 29.07.2021 under Sections 323, 324, 506, 148 (Sections 325 and 326 IPC added subsequently) and Sections 25 and 27 of the Arms Act, at Police Station Phillaur, District Jalandhar Rural, Punjab, along with all consequential proceedings arising therefrom, on the basis of compromise dated 11.10.2021 (Annexure P-2).

Vide order dated 03.11.2021, the Illaqa Magistrate/trial Court was directed to record the statements of all concerned parties with regard to the genuineness and validity or otherwise of the compromise.

In compliance thereof, the learned Sub-Divisional Judicial Magistrate, Phillaur, has submitted a report vide letter dated 31.01.2022, which indicates that the parties had not appeared before him for recording of their respective statements with regard to the validity of the compromise.

The parties did not opt to appear before the trial Court for the reasons best known to them and thereby flouted the order passed by this Court. It is not open to a party to dictate the terms of appearance before the trial Court, when a specific direction was issued in the order. If the parties wilfully flout the order of this Court, they cannot expect any equitable relief from the Court and they must be made to bear the consequences of their action. After having obtained an order, the parties cannot be allowed to sleep over its compliance.

In view of the above, the present petition stands dismissed.

30.11.2022

Mangal Singh

(HARNARESH SINGH GILL)

JUDGE

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