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

CRM-M-42817-2022

Date of decision : 30.09.2022

Arun Kumar Prasham

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: None for the petitioner.

Mr. Iqbal S. Mann, DAG, Punjab.

VIKAS BAHL, J. (ORAL)

This is a petition filed under Section 482 Cr.P.C. for quashing of FIR No.177 dated 07.06.2014 registered under Sections 420, 465, 467, 468, 471, 120-B of the Indian Penal Code, 1860 at Police Station City Sangrur, District Sangrur and all the subsequent proceedings arising therefrom on the basis of compromise.

On 19.09.2022, this Court had passed the following order:-

“This is a petition filed under Section 482 Cr.P.C. for quashing of FIR No.177 dated 07.06.2014 registered under Sections 420, 465, 467, 468, 471, 120-B of the Indian Penal Code, 1860 at Police Station City Sangrur, District Sangrur and all the subsequent proceedings arising therefrom on the basis of compromise.

Learned counsel for the petitioner has submitted that

in the present case, there are 11 accused persons, out of which, 10 accused persons had filed a petition for quashing of FIR on the basis of compromise, which was allowed by the Coordinate Bench of this Court vide order dated 10.07.2018. It is further submitted that the present petition has been filed by the 11th accused person.

Notice of motion for 30.09.2022.

On asking of the Court, Mr. Tarun Aggarwal, Sr. DAG, Punjab appears and accepts notice on behalf of the respondent-State and Mr. Raj Kumar Karanwal, Advocate appears on behalf of respondent No.2.

The parties are directed to appear before the Illaqa Magistrate/trial Court for recording their statements qua compromise within a period of 10 days.

The Illaqa Magistrate/trial Court is directed to submit a report on or before the next date of hearing containing the following information:-

- 1. Number of persons arrayed as accused.*
- 2. Whether any accused is proclaimed offender?*
- 3. Whether the compromise is genuine, voluntary and without any coercion or undue influence?*
- 4. Whether the accused persons are involved in any other FIR or not?*
- 5. The trial Court is also directed to record the statement of the Investigating Officer as to how many victims/complainants are there in the FIR.”*

In pursuance of the abovesaid report, a report has been received from the Chief Judicial Magistrate, Sangrur, in which, it has been stated that the parties have not come forward in order to get their statements recorded with respect to compromise effected between them.

Although, the case has been called twice, but however, no one

has put in appearance on behalf of the parties.

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 the parties are still ready to get their statements recorded before the trial Court with respect to compromise effected between them.

30.09.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No