

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

(Sr. No. 247)

CRM-M No.43894 of 2019

Date of decision : 13.05.2022

Sunny Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : None for the petitioners.

Mr. Saurav Khurana, DAG, Punjab.

* * *

DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 167 dated 06.06.2019 registered under Sections 354, 452, 506, 148 and 149 IPC at Police Station Model Town, district Hoshiarpur on the basis of a written compromise dated 26.09.2019 (Annexure P-3).

On 16.10.2019, this Court passed the following order :-

“The petitioners have approached this Court seeking quashing of FIR (Annexure P-1) and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Notice of motion for 5.2.2020.

At this stage, Mr. Maninder Singh Bajwa, Advocate has today put in appearance on behalf of respondent No.2 and has filed Vakalatnama, which is taken on record.

The parties are directed to appear before the Illaqa Magistrate/trial Court on 25.11.2019 for recording their statements qua compromise.

The Illaqa Magistrate/trial Court is directed to submit its report on or before the next date of hearing as regards authenticity and genuineness of compromise after recording statements of all the affected parties.

The Illaqa Magistrate/trial Court shall also furnish the following information:-

- 1. Whether there is any other accused other than the petitioners, arrayed in this petition?*
- 2. Whether there is any other complainant or affected/aggrieved party other than the respondents, arrayed in the petition?"*

As per the report dated 09.12.2019 of the Chief Judicial Magistrate, Hoshiarpur, in pursuance to the afore quoted order none of the parties put in appearance before the Trial Court to get their statements recorded.

In the light of the afore position on request made on behalf of the petitioners through order dated 05.02.2020 the petitioners and the complainant were granted another opportunity to get their statements recorded in support of the compromise between them. However, as per report dated 06.03.2020 of the Chief Judicial Magistrate, Hoshiarpur again the parties did not appear to get their statements recorded.

Even before this Court after the case has been called twice none has appeared for the petitioners.

Dismissed.

13.05.2022

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No
Whether reportable : Yes / No