

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

CRM-M-53678-2019

Date of decision : 03.08.2022

Jatinder and another

.....Petitioners

versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- None for the petitioners.

Mr. Rakeshinder Singh Sidhu, AAG, Punjab.

RAJESH BHARDWAJ, J. (Oral)

This petition has been filed praying for quashing the FIR No.364 dated 07.11.2019, under Sections 323, 324, 452, 427, 148, 506, 354, 34 of Indian Penal Code, registered at Police Station Division No.8, District Police Commissionerate, Ludhiana along with subsequent proceedings arising therefrom on the basis of compromise and affidavit dated 09.12.2019.

This Court vide order dated 16th December, 2019 directed the parties to appear before the Magistrate for recording their statements. However, the parties did not appear and again on 6th July, 2021, the parties were granted another opportunity by this Court for appearing before the Magistrate on 26th July, 2021 for recording their statements. Thereafter, the case came up for hearing on 24th March, 2022, on which date, no one was present on behalf of the petitioner. The same is position as on date.

Learned Judicial Magistrate Ist Class, Ludhiana has sent his report dated 3rd August, 2021 wherein, it is reported that neither the complainant nor the accused appeared before him for making the statements with regard to their compromise.

Learned State counsel, on the other hand, submits that the matter is under investigation.

In view of the submissions made by learned counsel for the State and the report received from the Magistrate, this Court is convinced that the compromise allegedly arrived at between the parties is not proved. Hence, petition is disposed of with liberty to the petitioners to avail their alternative remedies under the law.

03.08.2022
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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