

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

116

**CRM-M-4377-2023
Date of decision: 30.01.2023**

Jaswant Singh @ Sonu and anotherPetitioners

Versus

State of Punjab and anotherRespondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. S.S. Dhaliwal, Advocate for the petitioner.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioners are seeking quashing of order dated 18.08.2021 (Annexure P-4) vide which the petitioners were declared proclaimed offenders in case FIR No.91 dated 14.10.2019 registered under Sections 279, 337, 341, 427, 148 and 149 of the IPC at Police Station Sandaur, District Malerkotla.

Learned counsel for the petitioners at the outset submits that subsequent to the registration of the FIR in question, the parties have entered into compromise and resolved all their disputes amicably. He submits that the petitioners have also approached this Court for quashing of the FIR in question on the basis of compromise. Learned counsel further submits that the petitioners are willing and ready to appear, and surrender before the Trial Court on the next date of hearing. A prayer has, therefore, been made that in the aforementioned facts and circumstances, the petitioners be protected till their appearance before the Trial Court and with directions to the Trial Court that their application under Section 439 of the Cr.P.C., which they would be filing on their surrender, be decided expeditiously.

Notice of motion.

On asking of the Court, Mr. Ramdeep Partap Singh, Sr. DAG, Punjab accepts notice on behalf of respondent No.1-State.

At this stage, Mr. Harman Singh Cheema, Advocate has put in an appearance and filed his memorandum of appearance on behalf of respondent No.2 which is taken on record.

Learned counsel appearing for respondent No.2 does not dispute the submissions made by the counsel opposite that compromise has indeed been effected between the parties.

In view of the limited prayer made by the learned counsel for the petitioners, the instant petition is disposed of with directions to the petitioners to appear and surrender before the Trial Court within one week from today. Till then, no coercive steps be taken against the petitioners.

It is made clear that in case, the petitioners fail to surrender before the Trial Court within one week from today, this order shall be of no avail to them. In case, on appearance and surrender, the petitioners move an application for bail before the Trial Court, the same shall be decided expeditiously by the Trial Court in accordance with law.

30.01.2023

Vinay

(MANJARI NEHRU KAUL)
JUDGE

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