

2023:PHHC:086016

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

CRM-M-18843-2019
Date of decision: 06.07.2023

Balwinder Singh @ Kalu and others ...Petitioners

Versus

State of Punjab and others ...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- None for the petitioners.

Mr. Hakam Singh, AAG, Punjab.

None for respondents No.2 and 3.

HARNARESH SINGH GILL, J. (ORAL)

1. This petition has been filed for quashing of FIR No.03 dated 18.01.2019, registered at Police Station Narot Jaimal Singh, District Pathankot, under Sections 324, 323, 341, 148 and 149 IPC, and all the subsequent proceedings arising therefrom, on the basis of compromise dated 27.02.2019 (Annexure P-2), arrived at between the parties.

2. Learned State counsel, on instructions from ASI Surinder Kumar, submits that charges were framed on 22.10.2021 i.e. after filing of the present petition and that as many as 15 prosecution witnesses have been cited in the challan.

3. Keeping in view the fact that charges have been framed, but the charge-sheet has not been placed on record, the impugned FIR cannot quashed on the basis of compromise, at this stage.

4. Disposed of with liberty to the petitioners to file a fresh one seeking quashing of the above-noted FIR and all the subsequent proceedings arising therefrom, including the charge-sheet.

06.07.2023
parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No