

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

CRM-M-31539-2022

Date of decision : 13.01.2023

Lalit Puri and others

.....Petitioners

versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Shubham Mehta, Advocate for
Mr. Vivek Salathia, Advocate
for the petitioners.

RAJESH BHARDWAJ, J. (Oral)

Petitioners have approached this Court praying for quashing the FIR No.0002 dated 02.01.2009, under Sections 341, 323, 34 of IPC and Sections 4, 6 of Provocation of Violence and Damage to Property Bill, 2008, registered at Police Station Civil Lines, District Amritsar along with consequential proceedings arising therefrom on the basis of compromise (Annexure P-2).

It has been contended by counsel for the petitioners that after registration of the FIR, both the parties with the intervention of the respectables, have amicably resolved the issue and thus, prosecution of the petitioners would be nothing but an abuse of the process of the Court. He has relied upon the judgments titled as Kulwinder Singh Vs. State of Punjab, R.C.R (Criminal) 2007(3)1052 and Madan Mohan Abbot Vs. State of Punjab, (2008) 4 SCC 582.

Notice of motion.

On asking of the Court, Mr. P.S. Grewal, DAG, Punjab accepts notice on behalf of the respondent-State.

Learned State counsel, at the outset, on instructions, submits that after investigation, untraced report was prepared in this case on 22.11.2009. He further submits that he has no instructions regarding whether the same was filed before the concerned Illaqa Magistrate or not.

After hearing counsel for the parties and perusing the record, the present petition is disposed of with direction to the State to file untraced report so prepared before the Court of concerned Illaqa Magistrate if not already filed within two weeks from today. The Court concerned would deal with and decide the same expeditiously if not already decided. The parties are at liberty to pursue their remedies as in accordance with law.

13.01.2023
m. sharma

(RAJESH BHARDWAJ)
JUDGE

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