

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 241

CRM-M-37916-2021

Date of decision : 12.01.2023

Parminder Singh and another

..... Petitioners

VERSUS

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Proxy counsel for Mr.T.S.Grewal, Advocate, for the petitioners.

Mr.A.P.S.Tung, DAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

Through the present petition filed under Section 482 Cr.P.C. the petitioners seek quashing of FIR No.119 dated 28.07.2021 registered under Sections 420, 406, 465, 467, 471 and 120-B IPC at Police Station City Sangrur, District Sangur on the basis of a written compromise dated 01.09.2021 (Annexure P-2) entered into between the parties.

On 23.09.2021 this Court had passed the following order: -

“Through this petition, the petitioners seek quashing of FIR No. 119 dated 28.07.2021 registered under Sections 420, 406, 465, 467, 471 and 120-B IPC at Police Station City Sangrur, District Sangrur and all the subsequent proceedings arising therefrom, on the basis of a compromise dated 01.09.2021(Annexure P-2).

Learned counsel for the petitioners states that with the intervention of respectables, the compromise has been effected between the parties and they have decided to bury the hatchet enabling them to live with peace and harmony.

Notice of motion.

Mr. H.S.Sitta, AAG, Punjab, accepts notice on behalf of respondent No.1-State.

Mr. Navkaran Singh Sandhu, Advocate appears for the complainant/respondents No. 2 and 3 and has not disputed the factum of the compromise.

In view of the above, the parties are directed to appear before the Illaqa Magistrate/trial Court on 08.10.2021 or any other date convenient to the Court concerned for getting their statements recorded with regard to the compromise. The Illaqa Magistrate/trial Court shall submit the report on or before the next date of hearing. The report be forwarded to this Court specifying the following:-

- 1 The number of accused arraigned in the FIR and how many have appeared before it and have made statements and whether any accused is absconding/P.O. in the case;
- 2 the name of the complainant and injured/aggrieved and whether

all of them have appeared and made their statements in support of the compromise;
3. the stage of trial/proceedings; 4. If the compromise is genuine, voluntary and out of free will of the parties; Report of the Illaqa Magistrate/trial Court be awaited for 18.01.2022.”

In pursuance to the afore quoted order a report dated 10.11.2021 from the Chief Judicial Magistrate, Sangrur (for short, the Magistrate) has been received as per which on 19.10.2021 the complainant appeared before the Magistrate and stated that there is no compromise between her and the petitioners.

In view of the above, there is no merit in the present petition and the same is hereby dismissed.

It is made clear that the dismissal of the instant petition would not preclude the petitioners from challenging the impugned FIR on merits.

12.01.2023
shamsher

[DEEPAK SIBAL]
JUDGE

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