

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No.46501 of 2019
Reserved on: 16.01.2023
Pronounced on: 06.02.2023

Rajan Singh @ Raja and othersPetitioners

Vs.

State of Punjab and anotherRespondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Rahul Bansal, Advocate for
Mr. Mehakpreet Khehra, Advocate,
for the petitioners.

Mr. Virat Rana, AAG, Punjab.

Mr. Malkiat S.Hundal, Advocate
for respondent No.2.

ANOOP CHITKARA J.

FIR No.	Dated	Police Station	Sections
61	25.05.2019	Sadar Batala, District Gurdaspur	323, 452, 506, 148, 149 IPC

The petitioners, arraigned as accused in the above captioned FIR, have come up before this Court under Section 482 CrPC for quashing of the FIR and all consequential proceedings based on the compromise with the aggrieved person.

2. During the pendency of the petition, the accused and the aggrieved person have compromised the matter, and its copy is annexed with this petition as Annexure P-2.
3. After that, the petitioner came up before this Court to quash the FIR, and in the quashing petition, impleading the aggrieved person as respondent.
4. On 12.03.2020, the aggrieved person Daljit Singh (R-2) appeared before the JMIC, Batala and stated that there would be no objection if the court quashes this FIR and consequent proceedings. As per the concerned court's report dated 19.03.2020, the parties consented to the quashing of FIR and consequent proceedings without any threat.

ANALYSIS & REASONING:

5. However, the petitioners did not arraign victim Sandeep Singh (brother of the complainant) as a respondent in this case.
6. Since all the victims did not state about their no objection to the compromise and also the reasons which led to the compromise, as such this court cannot proceed further in this matter.
7. Given above, the petition is dismissed. However, liberty is reserved to the petitioners to file a fresh petition and there would be no necessity re-examine the complainant/aggrieved persons and the accused, whose statements stand recorded. The copies of the statements alongwith report would suffice.

Petition dismissed in the terms mentioned above, with liberty reserved.

(ANOOP CHITKARA)
JUDGE

06.02.2023
Jyoti-II

Whether speaking/reasoned: Yes
Whether reportable: No.