

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

246

CRM-M-49766-2019

Decided on : April 24, 2023

MANJINDER SINGH AND ORS.

..... Petitioners

Versus

STATE OF PUNJAB AND ANR.

..... Respondents

CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR

Present: None for the petitioners.

Mr. Anup Singh, AAG, Punjab.

None for the respondent no.2.

NAMIT KUMAR, J. (Oral)

1. This is a third petition filed by the petitioners under Section 482 of Cr.P.C. seeking quashing of F.I.R. No.73 dated 21.06.2013 under Sections 326, 324, 323, 148 and 149 of IPC, registered at Police Station Chabhal, District Tarn Taran and all other consequential proceedings arising therefrom, on the basis of compromise dated 03.05.2019 (Annexure P-3) arrived at between the parties.
2. A perusal of the case record, shows that earlier also two petitions were filed i.e. CRM-M-22054-2019 titled as 'Manjinder Singh and others versus State of Punjab and another' for quashing of the abovesaid FIR, which was dismissed as withdrawn vide order dated 14.05.2019 passed by a Co-ordinate Bench of this Court and CRM-M-32861-2019 titled as 'Manjinder Singh and others versus State of Punjab and another' for quashing of the abovesaid FIR on the basis of compromise dated 03.05.2019 (Annexure P-

- 3), which was dismissed as withdrawn vide order dated 29.10.2019 passed by a Co-ordinate Bench of this Court with liberty to file a fresh one with better particulars.
3. In the present petition, vide order dated 14.10.2022, the parties were directed to appear before the learned Trial Court/Area Magistrate for recording of their statements on 01.11.2022, however, the parties did not turn up before the trial court and another opportunity was solicited by the counsel for the parties, which was acceded to vide this Court's order dated 13.01.2023 and in compliance of aforesaid orders learned Addl. Chief Judicial Magistrate, Tarn Taran has submitted his report dated 30.01.2023, wherein it has been stated that the parties have again not appeared before the trial court for recording the statement.
4. Today also, there is no representation on behalf of the petitioners as well as respondent no.2.
5. Since despite availing of sufficient opportunities afforded by this Court, the parties have not adhered to the compromise dated 03.05.2019 (Annexure P-3), therefore, it can easily be inferred that there is no valid and effective compromise between the parties.
6. In view of the above, the present petition is dismissed.

April 24, 2023

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(NAMIT KUMAR)
JUDGE

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