

CRM-M-10807-2024

2024:PHHC:092532



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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
(288-2)

CRM-M-10807-2024 (O & M)
Date of decision: 23.07.2024

Harjit Singh and anr. Petitioners
V/s
State of Punjab and anr. ...Respondents

CORAM: HON’BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Saurav Kanojia, Advocate,
for the petitioner(s).

Mr. Malkiat Singh, AAG, Punjab.

JASJIT SINGH BEDI, J. (Oral)

On 29.02.2024, the following order was passed:-

“The prayer in the present petition under Section 482 Cr.P.C. is for quashing of an FIR No.153 dated 28.07.2023 (Annexure P-1) registered under Sections 406 and 420 IPC at Police Station Jagraon, District Ludhiana Rural and all other consequential proceedings arising therefrom, on the basis of compromise dated 13.09.2023 (Annexure P-2) entered into between the parties.

The learned counsel for the petitioners submits that in order to live peacefully, parties have entered into compromise on 13.09.2023 (Annexure P-2), according to which, both the parties have agreed not to proceed further with the FIR in question.



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Notice of motion.

Ms. Ramta K Chaudhary, DAG, Punjab who is present in Court accepts notice on behalf of respondent No.1-State.

Adjourned to 23.07.2024.

Keeping in view the above, the parties are directed to appear before the trial Court/Illaq Magistrate for recording of their statement on 22.04.2024 with regard to the compromise/settlement dated 13.09.2023 (P-2) by moving an appropriate application or by presenting this order.

The Trial Court/Illaq Magistrate is directed to submit the report on or before the next date of hearing containing the following information in a tabulated format:-

- 1. Number of persons arrayed accused in the FIR;*
- 2. Whether any accused is a proclaimed offender;*
- 3. Whether the compromise is genuine, voluntary and without any coercion or undue influence;*
- 4. Whether the accused persons are involved in any other FIR or not; and*
- 5. The statements of the complainant and all the victims/persons aggrieved shall be recorded by the Trial Court;*
- 6. The Trial Court is also directed to record the statement of the Investigating Officer so as to know how many victims/complainants are there in the FIR and all the victim/complainant as well as accused are party to the compromise in question.*



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The petitioners shall deposit a cost of Rs.25,000/- each with the Punjab and Haryana High Court Bar Association, Account No.65035682434, IFSC Code: SBIN0050306, State Bank of India, High Court Branch, concerned on or before the date of recording of their statements and produce the receipt of the same to the Trial Court/Illaqa Magistrate.”

Despite the passing of the aforementioned order, none of the parties have appeared before the concerned Court in respect of a compromise.

In view of the above, the learned counsel for the petitioners submits that he wishes to withdraw the present petition.

Ordered accordingly. However, the parties are at liberty to file a fresh petition, if so advised, after a proper compromise is arrived at between themselves.

July 23, 2024
sukhpreet

(JASJIT SINGH BEDI)
JUDGE

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