



CRM-M-15281-2024

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**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M-15281-2024

Date of Decision:-08.08.2024

Harjeet Kaur.

.....Petitioners.

Versus

State of Punjab & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- None for the Petitioner.

Dr. D.S. Lamba, Deputy Advocate General, Punjab.

None for the respondent nos.2 & 3.

JASJIT SINGH BEDI, J. (ORAL)

The prayer in the petition under Section 482 Cr.PC is for quashing of the FIR No.57 dated 06.12.2018 under Sections 458, 324, 323 IPC (Section 325 IPC added later on) registered at P.S. Lakhewali, District Sri Muktsar Sahib Nuh (Mewat) and all other consequential proceedings arising therefrom on the basis of compromise dated 01.03.2024 (Annexure P-2) entered into between the parties.

On 01.04.2024 the following order was passed:-

“ The Prayer in this petition under Section 482 Cr.PC is for the quashing of the FIR No.57 dated 06.12.2018 under Sections 458, 324, 323 IPC (Section 325 IPC added later on) registered at P.S. Lakhewali, District Sri Muktsar Sahib and all other consequential proceedings arising therefrom, on the basis of compromise dated 01.03.2024 (Annexure P-



2) entered into between the parties.

Learned counsel for the petitioners submits that in order to live peacefully, parties have entered into Compromise dated 01.03.2024 (Annexure P-2) according to which, both the parties have agreed not to proceed further with the FIR in question.

Notice of motion for 08.08.2024.

Ms. Ramta K Chaudhary, Deputy Advocate General, Punjab accepts notice on behalf of respondent no.1-State of Punjab whereas Mr. Prince Saini, Advocate accepts notice on behalf of respondent nos.2 & 3 and has filed his power of attorney. He does not dispute the above said compromise, which has been arrive at between the parties, according to which, complainant does not wish to press the allegations alleged in the complaint any further.

Keeping in view the above, the parties are directed to appear before the trial Court/Illaq Magistrate for recording of their statements on 09.05.2024 with regard to the compromise dated 01.03.2024 (Annexure 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:-

- 1. Number of persons arrayed as 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 victims/complainant as well as accused are party to the*



compromise in question.

The petitioners shall deposit a cost of Rs.15,000/- with the Society for the Care of the Blind, Sector 26, Chandigarh Account No.10506615304, IFSC Code SBIN0003246 State Bank of India, Sector 7, Chandigarh 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 orders, none of the parties have appeared before the Trial Court to get their statements recorded in terms of order dated 01.04.2024 with regard to genuineness of compromise.

In view of the above, the present petition stands dismissed.

(JASJIT SINGH BEDI)
JUDGE

August 08, 2024
Vinay

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