



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

CRM-M-15342-2024

Date of Decision:-08.05.2024

Santokh Singh Bains & Anr.

.....Petitioners.

Versus

State of Punjab & Anr.

.....Respondents.

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

Present:- Mr. S.S. Rang, Advocate for the Petitioner.

Mr. Harkanwar Jeet Singh, AAG Punjab.

Mr. Abnash Singh, Advocate for the respondent no.2.

JASJIT SINGH BEDI, J. (ORAL)

The Prayer in this petition is for quashing of the order dated 02.12.2023 passed by JMIC, Kharar, District SAS Nagar (Mohali) in case FIR No.69 dated 13.05.2021 (Annexure P-1) under Sections 420, 120-B IPC and Section 13 of Punjab Travel Professionals Act, 2014 registered at Police Station Mullanpur, District SAS Nagar whereby both the petitioners were declared as proclaimed offenders.

On 22.03.2024 the following order was passed:-

“ The Prayer in this petition under Section 482 Cr.PC is for the quashing of the order dated 02.12.2023 (Annexure P-18) passed by Judicial Magistrate Ist Class, Kharar, District SAS Nagar in case FIR No.69 dated 13.05.2021 under Sections 420, 120-B IPC and Section 13 of Punjab Travel Professionals Act, 2014, P.S. Mullanpur Garibdass, District SAS Nagar (Annexure P-1) whereby both the petitioners were declared as proclaimed persons and for quashing of the subsequent



proceedings relating thereto.

The Counsel for the petitioners contends that the petitioners went abroad on 23.11.2019 and the instant FIR came to be registered on 13.05.2021. Thereafter the petitioners were declared proclaimed persons vide order dated 02.12.2023.

Be that as it may, now a compromise has been arrived at between the parties.

Notice of motion for 08.05.2024.

In the meanwhile, operation of the impugned order dated 02.12.2023 shall remain stayed. Further no coercive steps be taken against the petitioners.”

In deference to the aforementioned orders the petitioners have appeared and have got recorded their statements with respect to the compromise arrived at between the parties.

In view of the above, the continuance of the proceedings is nothing but an abuse of the process of court once the base FIR No.69 dated 13.05.2021 (Annexure P-1) under Sections 420, 120-B IPC and Section 13 of Punjab Travel Professionals Act, 2014 registered at Police Station Mullanpur, District SAS Nagar already stands quashed on the basis of compromise vide order of the even date passed in CRM-M-15356-2024.

In view of the above, the order dated 02.12.2023 (Annexure P-18) and all subsequent proceedings arising therefrom stands quashed subject to payment of cost of Rs.50,000/- with Day Care Centre for Elderly Disabled in home for Old and Destitute People, Sector 15, Chandigarh.

(JASJIT SINGH BEDI)
JUDGE

May 08, 2024
Vinay

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