



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

CRM-M-47881-2023

Date of Decision:-28.08.2024

Ramandeep Singh & Ors.

.....Petitioners.

Versus

State of Punjab & Anr.

.....Respondents.

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

Present:- None for the Petitioner.

Mr. Japjot Singh, Assistant Advocate General, Punjab.

JASJIT SINGH BEDI, J. (ORAL)

The prayer in the petition under Section 482 Cr.PC is for quashing of the FIR No.185 dated 07.07.2021 under Sections 323, 148, 149, 201 IPC registered at P.S. Lambi, District Sri Muktsar Sahib on the basis of compromise.

On 21.09.2023 the following order was passed:-

“ The present petition has been filed for quashing of FIR No.185 dated 07.07.2021 under Sections 323, 148, 149, 201 IPC registered at Police Station Lambi, District Sri Muktsar Sahib and all other consequential proceedings arising therefrom, on the basis of compromise (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 (Annexure P-2), according to which, both the parties have agreed not to proceed further with the FIR in question.



Notice of motion for 29.11.2023.

Mr. Kirat Singh Sidhu, DAG, Punjab, accepts notice on behalf of respondent No.1-State. Ms. Kuljinder Bir Kaur, Advocate, accepts notice on behalf of respondent No.2. She does not dispute the above said compromise, which has been arrived at between the parties, according to which, complainant does not wish to press the allegations alleged in the FIR any further.

Keeping in view the above, the parties are directed to appear before the trial Court/Illaq Magistrate for recording their statement with regard to compromise/settlement (Annexure P-2) on 16.10.2023 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 form:-.

- 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/any other officer aware of the facts of the case so as to know how many victims/complainants are there in the FIR and whether all the victim/complainant as well as accused are party to the compromise in question.*

The petitioners shall deposit a cost of Rs.25,000/- (Collectively) with District Legal Services Authority concerned on or before the date of recording of their statements and produce the receipt of the same to the Trial



Court/Illaqa Magistrate.”

On 29.11.2023 the following order was passed:-

“ On 21.09.2023, the parties were directed to appear before the Illaqa Magistrate/trial Court, to get their statements recorded with regard to the compromise, if any.

The learned counsel for the petitioners states that the parties could not appear before the Court below to get their respective statements recorded and he, thus, prays that one more opportunity be granted to the parties to do the needful.

Adjourned to 23.04.2024.

In the meantime, the parties are again directed to appear before the trial Court/Illaqa Magistrate for recording of their statement with regard to the compromise on 31.01.2023 by moving an appropriate application or by presenting this order, in terms of the order dated 21.09.2023 passed by this Court.”

On 23.04.2024 the following order was passed:-

“ On 21.09.2023/29.11.2023, the parties were directed to appear before the Illaqa Magistrate/trial Court, to get their statements recorded with regard to the compromise, if any.

The learned counsel for the petitioners states that the parties could not appear before the Court below to get their respective statements recorded and he, thus, prays that one more opportunity be granted to the parties to do the needful.

Adjourned to 28.08.2024.

In the meantime, the parties are again directed to appear before the trial Court/Illaqa Magistrate for recording of their statement with regard to the compromise on 09.05.2024 by moving an appropriate application or by presenting this order, in terms of the order dated 21.09.2023/29.11.2023 passed by this Court.”

Despite the passing of the aforementioned orders, none



appeared in support of the compromise.

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

(JASJIT SINGH BEDI)
JUDGE

August 28, 2024
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>