



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

CRM-M-51688-2023

Date of Decision:-24.07.2024

Ansh Sidhu @ Lovepreet Singh & Anr.

.....Petitioners.

Versus

State of Punjab & Anr.

.....Respondents.

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

Present:- Mr. Ramesh Sharma, Advocate for the Petitioners.

Mr. Malkiat Singh, DAG Punjab.

None for the respondent no.2.

JASJIT SINGH BEDI, J. (ORAL)

The prayer in the petition under Section 482 Cr.PC is for quashing of case FIR No.24 dated 24.04.2023 under Sections 324, 148, 149 IPC (Offence under Section 326 IPC added later on) registered at P.S. Bholath, District Kapurthala, and subsequent proceedings arising therefrom on the basis of compromise dated 02.09.2023 (Annexure P-2) entered into between the parties.

On 11.10.2023 the following order was passed:-

“ *The Prayer in this petition under Section 482 Cr.PC is for the quashing of the FIR No.24 dated 24.04.2023 under Sections 324, 148, 149 IPC (Offence under Section 326 IPC added later on) registered at P.S. Bholath, District Kapurthala and all other consequential proceedings arising therefrom, on the basis of compromise dated 02.09.2023*



(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 02.09.2023 (Annexure P-2) according to which, both the parties have agreed not to proceed further with the FIR in question.

*Notice of motion for **05.03.2024**.*

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab accepts notice on behalf of respondent no.1-State of Punjab whereas Mr. B.S. Jaswal, Advocate accepts notice on behalf of the respondent no.2 and has filed his power of attorney. He 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 of their statements on 18.12.2023 with regard to the compromise dated 02.09.2023 (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 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.25,000/- (collectively) with the 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/Illaq Magistrate.”

On 05.03.2024 the following order was passed:-

“ The Counsel for the parties prays for one more opportunity for recording the statement of the parties with regard to the genuineness of compromise.

Adjourned to 24.07.2024.

The parties are granted one more opportunity for getting recorded their statements with regard to the genuineness of compromise on 02.04.2024.”

None of the parties appeared pursuant to the aforementioned order in support of the compromise.

Faced with the situation, the counsel for the petitioner wishes to withdraw the petition.

Ordered accordingly.

(JASJIT SINGH BEDI)
JUDGE

July 24, 2024
Vinay

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