

2025:PHHC:154799



CRM-M-22280-2025 (O & M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH
(284) CRM-M-22280-2025 (O & M)
Date of decision: 10.11.2025

Sahil Ghai

... Petitioner

V/s

State of Punjab and anr.

...Respondents

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Gagandeep Singh Virk, Advocate, for the petitioner.

Ms. Navreet K. Barnala, AAG, Punjab.

Mr. Vikas Parkash, Advocate, for respondent No.2.

JASJIT SINGH BEDI, J. (Oral)

CRM-17539-2025

This is an application under Section 528 BNSS for impleading the State of U.T., Chandigarh as party-respondent No.3 in the array of parties. parties.

For the reasons mentioned in the application, the same is allowed. The State of U.T., Chandigarh is impleaded as respondent No.3 in the array of the parties. The amended memo of parties filed alongwith this application is taken on record.

This application is disposed of.

CRM-M-22280-2025

Mr. Ganesh Sharma, Addl. Public Prosecutor, U.T., Chandigarh has put in appearance on behalf of respondent No.3.

On 08.05.2025, the following order was passed:-

The present petition has been filed for quashing of an FIR No.146 dated 03.08.2024 under Section 420, 120 IPC and Section



24 of Immigration Act (Annexure P-1) registered with Police Station Sector 31, Chandigarh and all other consequential proceedings arising therefrom, on the basis of compromise dated 27.09.2024 (Annexure P-2), entered into between the parties.

Learned counsel for the petitioner 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 28.07.2025.

Mr. Kunwar Bir Singh, AAG, Punjab, accepts notice on behalf of respondent No. 1 – State. Mr. Vikas Prakash, Advocate, accepts notice on behalf of respondent No.2 and files his vakalatnama, which is taken on record. 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/Illaqa Magistrate for recording their statement with regard to compromise/settlement (Annexure P-2) on 28.05.2025 by moving an appropriate application or by presenting this order.

The trial Court/Illaqa 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 petitioner shall deposit a cost of Rs.25,000/- with the Spinal Rehab Centre, Chandigarh, Plot No.1, Madhya Marg, Sector



28-A, Chandigarh on or before the date of recording their statements and produce the receipt of the same to the Trial Court/Illaq Magistrate.

Thereafter, on 28.07.2025, the following order was passed:-

On 08.05.2025, the parties were directed to appear before the Illaq 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 10.11.2025.

In the meantime, the parties are again directed to appear before the trial Court/Illaq Magistrate for recording of their statement with regard to the compromise upto 15.09.2025 by moving an appropriate application or by presenting this order, in terms of the order dated 08.05.2025 passed by this Court.

In compliance of the aforesaid orders, a report of the Judicial Magistrate Ist Class, Chandigarh, dated 24.07.2025 has been received. A perusal of the said report would reveal that despite passing of the aforementioned orders, none of the parties appeared before the Trial Court to get their respective statements recorded in respect of the compromise.

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

November 10, 2025
sukhpreet

(JASJIT SINGH BEDI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No