

KARNAIL SINGH AND OTHERS VS STATE OF PUNJAB AND ANOTHER

Present: Mr. Sukhjot Singh, Advocate for the petitioners.

Ms. Ruchika Sabherwal, DAG Punjab.

Ms. Arshdeep Kaur, Advocate for respondent No.2.

1. Petitioners are seeking to quash FIR No. 80 dated 23.07.2019 under Sections 420, 406, 120-B IPC, registered at Police Station Sadar Raikot, District Ludhiana Rural on the basis of compromise.

2. Learned counsel for the petitioners contend that as per the allegations, the petitioners had demanded a sum of Rs. 11 Lakhs and deceitfully received a sum of Rs. 9 Lakhs for the purpose of sending the son and daughter-in-law of the complainant abroad. The monetary dispute has been amicably settled between the parties in terms of compromise, Annexure P-2. The parties are residents of the same village and amicable settlement will help in maintaining cordial relations between them in future.

3. Notice of motion.

4. Ms. Ruchika Sabherwal, DAG Punjab accepts notice on behalf of the State.

5. Ms. Arshdeep Kaur, Advocate has put in appearance on behalf of respondent No.2. She has filed her vakalanama and admits the factum of compromise.

6. Accordingly, the private parties are directed to appear before the trial Court/Illaq Magistrate on 30.05.2023 or any other date, convenient to the Court for recording their statements with regard to compromise/settlement. Trial Court/Illaq Magistrate is directed to submit a

report on or before the next date of hearing containing the following information:-

1. Number of persons arrayed as accused in FIR.
2. Whether any accused is 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 case or not.
5. The trial Court is also directed to record the statement of the Investigation Officer as to how many victims/complainants are there in the FIR.
7. Adjourned to 08.08.2023, to await the report.

12.05.2023

Janki

(VIVEK PURI)
JUDGE