

NIKHIL BANSAL VS STATE OF PUNJAB AND ANOTHER

Present:- Mr. Varun Dhawan, Advocate
for the petitioner.

Contends, *inter alia*, that matter has been compromised between the parties.

(2) Notice of motion.

(3) On asking of the Court, Mr. Jaiteshwar S. Bhandari, AAG, Punjab accepts notice on behalf of respondent No.1/State.

(4) Mr. Rahul Goyal, Advocate, who is present in the Court, has filed power of attorney on behalf of respondent No.2. The same is taken on record. He acknowledged the factum of compromise dated 12.07.2023 (P-2) arrived at between the parties at their own level.

(5) Requisite number of copies of the petition be supplied to learned Counsel for the respondents during the course of day.

(6) Petitioner shall file his affidavit that there is no other criminal case(s) pending against him and also give the details of any other FIR(s), already quashed on the basis of compromise.

(7) In view of the above, let parties appear before the Court of learned *Illaq*a Magistrate/trial Court on **24.08.2023** for recording their statement(s) with reference to the compromise, if any, entered into between them.

(8) Learned *Illaq*a Magistrate/trial Court shall record the statement(s) of all accused, complainant/injured and victim, if any, and submit a report to this Court before the next date of hearing containing the following

information:-

- (i). *Whether the statements of the parties are bona fide and not result of any pressure or coercion etc. in any manner?*
- (ii). *Whether the compromise effected between the parties is genuine and valid?*
- (iii). *Whether all the accused, complainant and injured are party to the compromise and if not, the details/particulars of such person(s)?*
- (iv). *Whether any other case is pending against either of the parties or not, if yes, the details thereof?*
- (v). *Whether any of the persons involved in this case/dispute has been declared a proclaimed offender?*
- (vi). *Whether any of the petitioner(s) is/are previous convict or not?*

- (9) List before this Court on **13.09.2023** for further consideration.
- (10) Meanwhile, learned State Counsel shall also get the instructions in the matter as to whether the State has any objection?
- (11) Copy of this order be sent to learned Judicial Officer concerned forthwith for information and strict compliance.

03.08.2023

SN

**(MAHABIR SINGH SINDHU)
JUDGE**