



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-24463-2024

Date of Decision: 14.02.2025

KARANVIR SINGH AND ANOTHER **....Petitioner(s)**

VERSUS

STATE OF PUNJAB AND ANOTHER **....Respondent(s)**

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. H.P.S. Ishar, Advocate with
Mr. Amit Yadav, Advocate
for the petitioners.

Mr. Gauravdeep Singh Dhaliwal, AAG, Punjab.

SANJAY VASHISTH, J. (Oral)

1. This petition has been filed by the petitioners under Section 482 Cr.P.C. for quashing of FIR No.292 dated 26.10.2019 under Section 420 IPC and Section 13 of Punjab Prevention of Human Smuggling Act, 2012 (Section 13 of Punjab Prevention of Human Smuggling Act 2012 deleted and Section 13 of Punjab Travel Professional Regulation Act 2014 added later on) registered at Police Station City Rajpura, District Patiala.

2. On 13.08.2024, following order was passed:-

'The petitioners Karanvir Singh and Sukhdeep Kaur have filed petition under Section 482 Cr.P.C. for quashing of FIR No. 292 dated 26.10.2019 under Section 420 of IPC and Section 13 of Punjab Prevention of Human Smuggling Act 2012 (Section 13 of Punjab Prevention of Human Smuggling Act 2012, deleted and Section 13 of Punjab Travel Professional Regulation Act, 2014 added in report under Section 173 Cr.P.C.) registered at Police Station City Rajpura, District Patiala (Annexure P-1) and all further proceedings thereof on the basis of compromise as well as order dated 30.10.2020 passed by the Court of learned Sub Divisional Judicial Magistrate, Rajpura (Annexure P-5), whereby petitioners have been declared proclaimed offender.



Reply filed by respondent-State is taken on record, subject to just exceptions. Learned counsel representing State pointed out that both petitioners were declared proclaimed persons by following proper procedure vide order dated 30.10.2020.

I have considered the stand taken by learned counsel representing State. There is prayer for quashing of proclamation order.

Considering the compromise arrived at between the parties and fact that anticipatory bail petitions of petitioners Sukhdeep Kaur and Karanvir Singh i.e. CRM-M Nos. 26710 and 28060 of 2024 have already been allowed by this Court vide separate common order of even date, lenient view is taken and impugned order dated 30.10.2020 is kept in abeyance.

After due compliance of order passed in the aforesaid bail petitions, let statements of petitioners and respondent No. 2 be recorded with regard to compromise, on or before 12.09.2024 by learned Illaqa/Duty Magistrate concerned, as per convenience of said Court. In event of their statements being recorded, Court will send copies of same to this Court before next date of hearing along with its report i.e,

- 1. The number of accused in the aforesaid FIR and to report whether any of the accused has been declared proclaimed offender(s) or any such proceedings have been initiated or pending against them.*
- 2. Whether the compromise entered between the parties is genuine, voluntary without any coercion or undue influence.*
- 3. Statement of IO regarding involvement of petitioners in any other FIR. 4. Status of the trial pending before the Court.*

To await the report, list again on 30.09.2024.'

3. Thereupon, report dated 26.09.2024 of the learned Sub Divisional Judicial Magistrate, Rajpura through learned District & Sessions Judge, Patiala, has been received by this Court to the effect that neither of the parties nor any one on their behalf appeared to get recorded their statements regarding compromise.



4. Even today, no one is present on behalf of respondent No.2 to agree to the request made on behalf of the petitioners for grant of another opportunity for recording of statement.

5. Faced with the above, counsel for the petitioners seeks withdrawal of the present petition with permission to file a fresh one whenever compromise matures in actual.

6. Dismissed as withdrawn with liberty as sought hereabove.

February 14, 2025
Sangeeta

(SANJAY VASHISTH)
JUDGE

Whether reasoned/speaking:
Whether reportable:

Yes/No
Yes/No