

**1. IOIN-1-CRM-M-27441-2023 in CRM-M-27441-2023  
Nirmal Singh and others vs. State of Punjab and another**

**2. IOIN-1-CRM-M-36516-2023 in CRM-M-36516-2023  
Mohinder Singh and another vs. State of Punjab and another**

Present: Ms. Dilpreet Kaur, Advocate and  
Ms. Sukhman Kaur, Advocate  
for the petitioners in CRM-M-36516-2023 and respondent No.2  
in CRM-M-27441-2023.

Mr. Gaurav Gurcharan S. Rai, Sr. DAG Punjab.

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1. The Registry has put up the instant matter(s) before this Court on account of non-compliance of the order dated 20.04.2024 passed in CRM-M-36516-2023, while allowing the aforementioned two petitions for quashing of the FIR on the basis of compromise.

2. Order dated 20.04.2024 passed in CRM-M-36516-2023 reflects that, while quashing of the FIR(s) in question, the petitioners in both the respective petitions, in order to serve the public cause, were required to deliver an eye-testing machine to the Government Civil Hospital, Amritsar, within a period of two weeks from the date of the order and to place on record the receipt thereof with the Registry of this Court.

3. However, upon expiry of the stipulated period, no such receipt was placed on record by the petitioners. Consequently, the registry sought a report from the Government Civil Hospital, Amritsar. As per the communication dated 29.05.2025, received from the Senior Medical Officer, Civil Hospital, Amritsar, no eye-testing machine has been received in connection with the present matter(s).

4. Vide order dated 11.07.2025, this Court had issued notice(s) to the petitioners as also the private respondents. The office note indicates that service has been effected. Moreover, learned counsel appearing for the petitioners in CRM-M-36516-2023 and for respondent No.2 in CRM-M-27441-2023 has apprised this Court that they have received no instructions whatsoever in the matter.

5. From the factual matrix of the case in hand, it is manifestly clear that the petitioners have failed to adhere to the directions (albeit termed as voluntary in nature) issued by this Court vide order dated 20.04.2024 in CRM-M-36516-2023. However, in order dated 20.04.2024 in CRM-M-27441-2023, the Court had directed that order dated 20.04.2024 in CRM-M-36516-2023 be perused/considered for costs part. The observation of this Court in order dated 20.04.2024, to treat the delivery of eye-testing machines as costs when read in conjunction with a further direction for submission of receipt in the registry of this Court, evidencing the delivery of eye-testing machines, renders it abundantly clear that the said observations were in the nature of mandate, incumbent upon the petitioners (in both the petitions) to have complied with. It is, thus, indubitable that the petitioners were required to deliver the eye-testing machine to the Government Civil Hospital, Amritsar, as costs within a period of two weeks from the date of the order, failure whereof, but of-course, would inevitably result in adverse consequence.

The efficacy and authority of a Court of law rests upon the fundamental principle that its order(s) are binding commands and must be complied with unequivocally. Any disavowal or contumacy in its

observance represents a direct challenge to the rule of law. The petitioners' failure to deliver the eye-testing machine(s), as earlier directed for, is not a mere procedural oversight, but a flagrant disregard for the solemn mandate of this Court. Such an act of dereliction of duty cannot be countenanced for, to do so, would be to render the Court's authority an empty parchment and its directive a futile exercise. The judicial process its fiats and when this foundational trust is breached, the consequences must be swift and unsparing. To uphold the dignity and enforceability of its orders, this Court is compelled to take a stern view.

In the absence of any plausible explanation forthcoming for their non-adherence to the condition precedent, albeit termed as voluntary, the aforementioned two main petitions are liable to be dismissed, thereby serving as a salutary lesson that the sanctity of judicial directives is sacrosanct and any attempt to undermine it must be met with judicial sanctions.

6. In view of the above, it is ordained as under:

I. Both the main petitions are dismissed for non-compliance of the condition stipulated in order dated 20.04.2024. The FIRs in question and all consequential proceedings stand revived.

II. The trial Court/prosecution is directed to proceed further *qua* the FIRs in question in accordance with law.

III. Each of the petitioners (in both the petitions), on account of recalcitrant conduct, is saddled with costs of Rs.10,000/- which shall be deposited by them with Chief Judicial Magistrate, Amritsar on or before 18.09.2025. In case such costs are deposited; Chief Judicial Magistrate

(CJM), Amritsar shall have the same remitted to Punjab State Legal Services Committee, Mohali. In case, the said costs are not deposited by each of the petitioners (in both the petitions) as directed for; the CJM, Amritsar is directed to intimate the Deputy Commissioner, Amritsar who shall have such costs recovered from each of the petitioners (in both the petitions) as arrears of land revenue and upon realization thereof, the Deputy Commissioner, Amritsar shall have the same submitted to CJM, Amritsar, for further remittance thereof to Punjab State Legal Services Committee, Mohali. A compliance report be sent by CJM, Amritsar as also Deputy Commissioner, Amritsar to this Court accordingly.

Registry is directed to transmit a copy of this order to each of the petitioners (in both the petitions); CJM, Amritsar as also Deputy Commissioner, Amritsar for requisite compliance.

IV. Trial Court is directed to send a report regarding the progress of the trial to this Court after 06 months from today.

A copy of this order be placed on the file of the connected case.

**(SUMEET GOEL)**  
**JUDGE**

August 18, 2025  
*Ajay*

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No