



249 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-15520-2024
Date of decision: 04.07.2024

BOHAR SINGH

...PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Naveen Kumar Kuhad, Advocate for
Mr. P.K.S. Phoolka, Advocate for the petitioner.

Mr. Rishabh Singla, AAG, Punjab.

Mr. Davinder Kumar, Advocate for respondent No.2.

HARPREET SINGH BRAR J. (ORAL)

1. This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.0142 dated 28.10.2018 under Sections 354-A, 452 of IPC registered at Police Station Nehianwala, District Bathinda (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 20.01.2024 (Annexure P-2).

2. The following order was passed on 01.04.2024 :-

“This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.0142 dated 28.10.2018 under Sections 354-A, 452 of IPC registered at Police Station Nehianwala, District Bathinda (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 20.01.2024 (Annexure P-2).

Notice of motion.

At this stage, on the asking of the Court, Mr. Subhash Godara, Addl. A.G., Punjab accepts notice on behalf of respondent No.1-State and Mr. Davinder Kumar, Advocate accepts notice for respondent No.2 and files his vakalatnama and admits to the factum of compromise. Copy of the paper book be supplied to them during the course of day.

Service is complete.



Adjourned to 03.05.2024.

In the meanwhile, the parties are directed to appear before the learned trial Court/Illaq Magistrate within two weeks from today or any other date convenient to the trial Court/Illaq Magistrate, to get recorded their statements regarding compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 03.05.2024.

A copy of the order be sent to learned trial Court/Illaq Magistrate through fax for compliance.”

3. Vide order dated 03.05.2024, one more opportunity was granted to the parties for getting their statements recorded in support of the compromise.
4. In compliance of the above orders, a report has been received from the concerned jurisdictional Court that the compromise between the parties is genuine and arrived at without any pressure or coercion from anyone.
5. In view of the compromise and the ratio of law laid down by the Hon’ble Supreme Court in *Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466, Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834* and *Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63* and Full Bench of this Court in *Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (Crl.) 1052*, this petition is allowed and FIR No.0142 dated 28.10.2018 under Sections 354-A, 452 of IPC registered at Police Station Nehianwala, District Bathinda (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioner.

July 04, 2024
manisha

(HARPREET SINGH BRAR)
JUDGE

- | | | |
|------|---------------------------|--------|
| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |