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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-35120-2024 (O&M)
Date of decision: 27.08.2024

Krishna Devi and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR JUSTICE HARPREET SINGH BRAR

Present: Ms. Manpreet, Advocate for
Mr. Shokeen Singh Verma, Advocate
for the petitioners.

Mr. Rishabh Singla, AAG Punjab.

Ms. Rajni Bala Rohilla, Advocate
for respondent No.2.

HARPREET SINGH BRAR, J.

1. This petition has been filed under Section 528 of Bharatiya Nagrik Suraksha Sanhita, 2023 seeking quashing of FIR No.210 dated 25.06.2024 under Sections 452, 354, 323, 341, 506, 34 of the Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Dera Bassi, District SAS Nagar (Mohali) (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated



14.07.2024 (Annexure P-2).

2. The following order was passed on 25.07.2024 : -

“This petition has been filed under Section 528 of Bharatiya Nagrik Suraksha Sanhita, 2023 seeking quashing of FIR No.210 dated 25.06.2024 under Sections 452, 354, 323, 341, 506, 34 of IPC, registered at Police Station Dera Bassi, District SAS Nagar (Mohali) (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 14.07.2024 (Annexure P-2).

Notice of motion for 27.08.2024.

At this stage, on asking of the Court, Mr. Subhash Godara, Addl. A.G., Punjab accepts notice on behalf of respondent No.1-State and Ms. Rajni Bala Rohilla, Advocate accepts notice for respondent No.2 and files her Vakalatnama, which is taken on record. Copy of the paper book be supplied to them during the course of day.

Learned counsel for the petitioners undertakes to secure presence of respondent No.3 at the time of recording the statements.

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 their statements recorded 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.

A copy of the order be sent to learned trial



Court/Illaq Magistrate through fax for compliance.”

3. In compliance of the aforesaid order, 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.

4. 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.210 dated 25.06.2024 under Sections 452, 354, 323, 341, 506, 34 of IPC, registered at Police Station Dera Bassi, District SAS Nagar (Mohali) and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

[HARPREET SINGH BRAR]
JUDGE

27.08.2024
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Whether speaking/reasoned	Yes/No
Whether reportable:	Yes/No