

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

**Date of decision: 03.10.2024**

**...PETITIONERS**

V/S

## ...RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**

Present: Mr. Digvijay, Advocate for the petitioners.  
Mr. Vikas Bhardwaj, AAG, Haryana.  
Mr. Deepam, Advocate for  
Mr. Naveen Kashyap, Advocate  
for respondent Nos.2 and 3.

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**HARPREET SINGH BRAR, J. (ORAL)**

1. This petition has been filed under Section 528 of Bharatiya  
Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.177 dated  
24.03.2024 under Sections 323, 34, 341, 354, 354-D, 506 of IPC and Section  
12 of the Protection of Children from Sexual Offences Act, 2012, registered at  
Police Station Sector 32-33, Karnal (Annexure P-1) along with all subsequent  
proceedings arising therefrom on the basis of compromise dated 17.08.2024  
(Annexure P-2).

2. The following order was passed on 02.09.2024 :-

*“This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.177 dated 24.03.2024 under Sections 323, 34, 341, 354, 354-D, 506 of IPC and Section 12 of the Protection of Children from Sexual Offences Act, 2012, registered at Police Station Sector 32-33, Karnal (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 17.08.2024 (Annexure P-2).*

*Notice of motion for 03.10.2024.*

*At this stage, on asking of the Court, Ms. Geeta Sharma, DAG, Haryana accepts notice on behalf of respondent No.1-State and Mr. Naveen Kashyap, Advocate accepts notice for respondents*

No.2 & 3 and files Power of Attorney, which is taken on record.  
Copy of the paper book be supplied to them during the course of day.

Service is complete.

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.177 dated 24.03.2024 under Sections 323, 34, 341, 354, 354-D, 506 of IPC and Section 12 of the Protection of Children from Sexual Offences Act, 2012, registered at Police Station Sector 32-33, Karnal (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

October 03, 2024

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(HARPREET SINGH BRAR)

JUDGE

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