



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

243

**CRM-M No.44449 of 2024
Date of decision: 08.11.2024**

GAGANDEEP SINGH AND ANOTHER**.... Petitioners****Versus****STATE OF PUNJAB AND ANOTHER****.... Respondents****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present : Mr. Digvijay Nagpal and Mr. Vedant Setia, Advocates
for the petitioners.

Mr. A.S. Samra, A.A.G., Punjab.

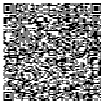
Mr. Mandeep Singh, Advocate for respondent No.2.

MANISHA BATRA, J. (oral)

1. The present petition has been filed for quashing of DDR No.31, dated 22.08.2024 registered under Sections 115(2), 118(1), 3(5) of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short-‘BNSS’), in FIR No. 86 dated 11.08.2024 registered under Sections 115(2), 118(1), 3(5) of BNS and Sections 3(1) (x) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 at Police Station Sadar Malout, District Sri Muktsar Sahib along with all consequential proceedings arising therefrom, on the basis of compromise deed and affidavit dated 30.08.2024 (Annexures P-2 and P-3, respectively) arrived at between the parties.

2. This Court vide order dated 09.09.2024 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

3. Pursuant to the aforesaid order, parties have appeared before the learned Judicial Magistrate Ist Class, Malout and got their statements recorded.



On the basis of the statements so recorded, learned Judge has submitted report dated 26.09.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

4. Vakalatnama filed on behalf of respondent No.2 is taken on record.

5. Learned State counsel as well as counsel for respondent No.2 have not disputed the factum of compromise between the parties.

6. In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

7. Following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon’ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and DDR No.31, dated 22.08.2024 registered under Sections 115(2), 118(1), 3(5) of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short-‘BNSS’), in FIR No. 86 dated 11.08.2024 registered under Sections 115(2), 118(1), 3(5) of BNS and Sections 3(1) (x) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 at Police Station Sadar Malout, District Sri Muktsar Sahib and all subsequent proceedings arising therefrom on the basis of compromise deed and affidavit dated 30.08.2024 (Annexure P-2 and P-3) are quashed qua the petitioners.

(MANISHA BATRA)
JUDGE

08.11.2024
Jyoti-IV

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