



CRM-M-45771-2024 (O&M)

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227 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-45771-2024 (O&M)

Date of decision: 18.10.2024

SAHIL BANSAL AND OTHERS

...PETITIONERS

V/S

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Kanwaljeet Singh, Advocate
for the petitioners.

Mr. Rishabh Singla, AAG Punjab.

Mr. Amritpal Singh Sohal, Advocate
for respondents No. 2 and 3.

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.44 dated 01.05.2024 under Sections 498-A, 406, 120-B of the Indian Penal Code, 1860, registered at Police Station Bhadaur, District Barnala (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 03.09.2024 (Annexure P-2).

2. The following order was passed on 17.09.2024:

“This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.44 dated 01.05.2024 under Sections 498-A, 406, 120-B of the Indian Penal Code, 1860, registered at Police Station Bhadaur, District Barnala (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 03.09.2024 (Annexure P-2).

Notice of motion for 18.10.2024.

At this stage, on asking of the Court, Mr. Sandeep Kumar, DAG, Punjab accepts notice on behalf of respondent



No.1-State and Mr. Satvir Singh, 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.

As prayed for, staetment of petitioner No.1, who is stated to be residing in Canada, be recorded through his Special Power of Attorney Chaman Lal in terms of the compromise.

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 (CrI.) 1052**, this petition is allowed and FIR No.44 dated 01.05.2024 under Sections 498-A, 406, 120-B of the Indian Penal Code, 1860, registered at Police Station

Bhadaur, District Barnala (Annexure P-1) along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

October 18, 2024

Ajay Goswami

(HARPREET SINGH BRAR)

JUDGE

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