



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

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**CRM-M No.48307 of 2024
Date of decision: 09.12.2024**

PAWAN KUMAR AND OTHERS

.... Petitioners

Versus

STATE OF HARYANA AND OTHERS

.... Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Sushil Sheoran, Advocate for the petitioners.

Ms. Nidhi Garg, A.A.G., Haryana.

Mr. Rahul Sandhu, Advocate for respondents No.2 and 3.

MANISHA BATRA, J. (oral)

1. This petition has been filed for quashing of FIR No.190, dated 01.07.2024 registered under Sections 126, 140(3) and 3(5) of the Bharatiya Nyaya Sanhita, 2023 and Section 3(2) (va) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, at Police Station Dadri Sadar, District Charkhi Dadri, along with all consequential proceedings arising therefrom, on the basis of compromise dated 17.09.2024 (Annexure P-2) arrived at between the parties.

2. This Court vide order dated 26.09.2024 and thereafter vide order dated 14.11.2024 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 orders, parties have appeared before the learned Additional Sessions Judge, Charkhi Dadri and got their statements



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recorded. On the basis of the statements so recorded, learned Judge has submitted report dated 29.11.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

4. Learned State counsel as well as counsel for respondents No.2 and 3 have not disputed the factum of compromise between the parties.

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

6. 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 FIR No.190, dated 01.07.2024 registered under Sections 126, 140(3) and 3(5) of the Bharatiya Nyaya Sanhita, 2023 and Section 3(2) (va) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, at Police Station Dadri Sadar, District Charkhi Dadri and all subsequent proceedings arising therefrom on the basis of compromise dated 17.09.2024 (Annexure P-2) are quashed qua the petitioners.

09.12.2024

Jyoti-IV

(MANISHA BATRA)

JUDGE

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