



**CRM-M-49336-2024
& 01 connected case**

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2. These petitions have been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of Rapat/DDR No.09 dated 28.07.2024 under Sections 323/452/427/354/341/506/148/149 of IPC registered at Police Station Baghapurana, District Moga (Annexure P-1) as well as FIR No.107 dated 27.07.2024 under Sections 323/324/341/148/149 of IPC registered at Police Station Baghapurana, District Moga (Annexure P-2) along with all subsequent proceedings arising therefrom on the basis of compromise dated 21.08.2024 (Annexure P-3).

3. The following order was passed on 03.10.2024 :-

“This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of Rapat/DDR No.09 dated 28.07.2024 under Sections 323/452/427/354/341/506/148/149 of IPC registered at Police Station Baghapurana District Moga (Annexure P-1) registered in FIR No.107 dated 27.07.2024 under Sections 323/324/341/148/149 of IPC registered at Police Station Baghapurana District Moga (Annexure P-2) along with all subsequent proceedings arising therefrom on the basis of compromise dated 21.08.2024 (Annexure P-3).

Notice of motion for 04.11.2024.

At this stage, on the asking of the Court, Mr. Sandeep Kumar, DAG, Punjab accepts notice on behalf of respondent No.1- State and Mr. Robindeep Singh Bhullar, Advocate accepts notice for respondents No.2 to 12 and files his vakalatnama and admits to the factum of compromise. 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.

To be heard along with CRM-M-48991-2024.”

4. In compliance of the aforesaid orders i.e. 30.09.2024 and 03.10.2024, 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.

5. 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*, these petitions are allowed and Rapat/DDR No.09 dated 28.07.2024 under Sections 323/452/427/354/341/506/148/149 of IPC registered at Police Station Baghapurana District Moga (Annexure P-1) as well as FIR No.107 dated 27.07.2024 under Sections 323/324/341/148/149 of IPC registered at Police Station Baghapurana District Moga (Annexure P-2) and all consequential proceedings arising out of the same are quashed, qua the petitioners in both the cases.

November 04, 2024

manisha

(HARPREET SINGH BRAR)

JUDGE

- (i)

Whether speaking/reasoned

Yes/No
- (ii)

Whether reportable

Yes/No