



CRM-M-56847-2024 (O&M)

-1-

235 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-56847-2024 (O&M)

Date of Decision: 16.12.2024

PARDEEP MAAN AND OTHERS

...Petitioners

Versus

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Vishvajeet, Advocate for
Mr. Pawan Kumar Hooda, Advocate for the petitioners.
Mr. Vikas Bhardwaj, AAG Haryana.
Mr. Digvijay Lambraa, Advocate
for respondent No. 2.

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.104 dated
19.08.2020 under Sections 313, 34, 377, 498-A of the Indian Penal Code,
1860 (for short 'IPC') (Section 313 of IPC was deleted later on), registered
at Police Station Rewari Sadar, District Rewari (Annexure P-1) along with
all subsequent proceedings arising therefrom on the basis of compromise
dated 28.10.2024 (Annexure P-2).

2. The following order was passed on 14.11.2024:

*"This petition has been filed under Section
528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking
quashing of FIR No.104 dated 19.08.2020 under Sections
313, 34, 377, 498-A of the Indian Penal Code, 1860 (for
short 'IPC') (Section 313 of IPC was deleted later on),
registered at Police Station Rewari Sadar, District Rewari
(Annexure P-1) along with all subsequent proceedings*



CRM-M-56847-2024 (O&M)

-2-

arising therefrom on the basis of compromise dated 28.10.2024 (Annexure P-2).

Learned counsel for the petitioners submits that petitioner No.1 is residing abroad, therefore, his statement in terms of the compromise (Annexure P-2) may be ordered to be recorded through his father-Rajinder Maan, Special Power of Attorney.

Notice of motion.

At this stage, on asking of the Court, Ms. Geeta Sharma, DAG, Haryana accepts notice on behalf of respondent No.1-State and Mr. Digvijay Lambraa, Advocate accepts notice for respondent No.2 and files his Vakalatnama, which is taken on record. Copy of the paper book be supplied to them during course of the day.

Service is complete.

Adjourned to 16.12.2024.

In the meanwhile, the parties are directed to appear before learned trial Court/Illaq Magistrate within two weeks from today or any other date convenient to learned 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, learned trial Court/Illaq Magistrate is directed to record statement of petitioner No.1 through his father-Rajinder Maan, Special Power of Attorney, in terms of the compromise (Annexure P-2).

A copy of this 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.104 dated 19.08.2020 under Sections 313, 34, 377, 498-A of the Indian Penal Code, 1860 (for short ‘IPC’) (Section 313 of IPC was deleted later on), registered at Police Station Rewari Sadar, District Rewari (Annexure P-1) along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

(HARPREET SINGH BRAR)
JUDGE

16.12.2024
Ajay Goswami

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No