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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-58004-2024
Date of decision: 16.12.2024

JASWANT SINGH

...PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON’BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Parampreet Singh Paul, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

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

HARPREET SINGH BRAR, J. (ORAL)

1. Instant petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita seeking quashing of the FIR No.19 dated 01.02.2019, registered under Sections 354, 354-A, 506 and 34 of Indian Penal Code at Police Station City Roopnagar, District Roopnagar (Annexure P-1) and all subsequent proceedings arising out of the same including the judgment of conviction dated 20.10.2023 (Annexure P-2) passed by learned Judicial Magistrate Ist Class, Roopnagar, on the basis of compromise dated 16.11.2024 (Annexure P-4).

2. The following order was passed on 21.11.2024 :-

“Instant petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita seeking quashing of the FIR No. 19 dated 01.02.2019, registered under Sections 354, 354-A, 506 and 34 of Indian Penal Code at Police Station City Roopnagar District Roopnagar and all subsequent proceedings arising out of the same including the judgment of conviction dated 20.10.2023 (Annexure P-2) passed by learned Judicial Magistrate Ist Class,



Roopnagar, on the basis of compromise dated 16.11.2024 (Annexure P-4).

Notice of motion returnable for 16.12.2024.

Mr. Sandeep Kumar, DAG Punjab, who is present in the Court, accepts notice on behalf of respondent No. 1-State and Mr. Ravinder Singh, Advocate has put in appearance on behalf of respondent No. 2 and filed power of attorney. Same is taken on record. Learned counsel for respondent No. 2 admits the factum of compromise.

Service is complete.

In the meantime, Parties are directed to appear before the learned trial Court/Illaq Magistrate within a period of two weeks or any other date convenient to the trial Court/Illaq Magistrate to get their statements recorded regarding the compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of the compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 16.12.2024.

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.19 dated 01.02.2019, registered under Sections 354, 354-A, 506 and 34 of Indian Penal Code at Police Station City Roopnagar, District Roopnagar (Annexure P-1) and all subsequent proceedings arising out



of the same including the judgment of conviction dated 20.10.2023 (Annexure P-2) and all consequential proceedings arising out of the same are quashed, qua the petitioner.

December 16, 2024
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(HARPREET SINGH BRAR)
JUDGE

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