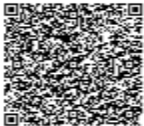


2024:PHHC:168977



264

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-60177-2024 (O&M)
Date of decision: 17.12.2024

Kanta Devi and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR JUSTICE HARPREET SINGH BRAR

Present: Mr. Ravish Bansal, Advocate and
Ms. Liza Bansal, Advocate
for the petitioners.

Mr. Nitesh Sharma, DAG, Punjab.

Ms. Molly Tarunima Tagore, Advocate
for respondent No.2.

HARPREET SINGH BRAR, J.

1. This petition has been filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023 seeking quashing of the FIR No.10 dated
11.01.2019 under Sections 323, 354, 380 of the Indian Penal Code, 1860 (for
short 'IPC'), registered at Police Station City Rajpura, District Patiala and all

2024:PHHC:168977



subsequent proceedings arising therefrom, on the basis of compromise dated 30.10.2024 (Annexure P-2).

2. The following order was passed on 02.12.2024: -

“Instant petition has been filed under Section 528 of Bhartiya Nagrik Suraksha Sanhita, 2023 seeking quashing of the FIR No. 10 dated 11.01.2019, registered under Sections 323, 354, 380 of Indian Penal Code at Police Station City Rajpura, District Patiala and all subsequent proceedings arising out of the same, on the basis of compromise dated 30.10.2024 (Annexure P-2).

Notice of motion returnable for 17.12.2024.

Mr. Subhash Godara, Addl. A.G., Punjab, who is present in the Court, accepts notice on behalf of respondent No. 1-State and Ms. Molly Tarunima Tagore, Advocate has put in appearance on behalf of complainant-respondent No. 2 and filed her memo of appearance and undertakes to file power of attorney on or before the next date of hearing. Memo of appearance is taken on record. Learned counsel for respondent No. 2 admits the factum of compromise.

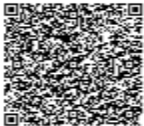
Service is complete.

In the meantime, Parties are directed to appear before the learned trial Court/Illaq Magistrate within a period of one week 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. 17.12.2024.

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

2024:PHHC:168977



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.10 dated 11.01.2019 under Sections 323, 354, 380 of IPC, registered at Police Station City Rajpura, District Patiala and all subsequent proceedings arising out of the same are quashed, qua the petitioners.

[HARPREET SINGH BRAR]
JUDGE

17.12.2024
vishnu

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