



CRM-M-4736-2025 (O&M)

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249 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-4736-2025 (O&M)
Date of Decision: 28.02.2025

AVNISH MALIK AND ANOTHER

...Petitioners

Versus

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Jangjit Singh, Advocate for
Mr. Aditya Dahiya, Advocate the petitioners.

Mr. Ramesh Kumar Ambavta, AAG Haryana.

Mr. Mrinal Dewan, Advocate (through video conferencing)
for respondent No. 2.

Harpreet Singh Brar, J. (Oral)

1. This petition has been filed under Section 528 BNSS seeking quashing of FIR No.748 dated 09.11.2023 registered under Sections 323, 34, 452, 506 IPC at Police Station Chandnibagh, District Panipat (Annexure P-1), on the basis of compromise dated 04.09.2024 (Annexure P-2) along with all consequential proceedings arising therefrom.

2. The following order was passed on 28.01.2025:

“This petition has been filed under Section 528 BNSS seeking quashing of FIR No.748 dated 09.11.2023 registered under Sections 323, 34, 452, 506 IPC at Police Station Chandnibagh, District Panipat (Annexure P-1), on the basis of compromise dated 04.09.2024 (Annexure P-2) along with all consequential proceedings arising therefrom.

Notice of motion for 28.02.2025.

At this stage, on asking of the Court, Ms. Geeta Sharma, DAG, Haryana accepts notice on behalf of respondent No.1 – State and Mr. Mrinal Dewan, Advocate accepts notice on behalf of respondent No.2 and files Vakalatnama, which is taken



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on record. 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 i.e. 28.02.2025.

A copy of the 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** 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.748 dated 09.11.2023 registered under Sections 323, 34, 452, 506 IPC at Police Station Chandnibagh, District Panipat (Annexure P-1) along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

(HARPREET SINGH BRAR)
JUDGE

28.02.2025

Ajay Goswami

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>