

326.

2025:PHHC:041521



**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-4168-2025

Date of decision: 26.03.2025

Vishal Wadhwa and another

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Rajinder Yadav, Advocate, for the petitioners.

Mr. Navdeep Singh, DAG, Punjab,
for respondent No.1.

Mr. Kanwaljeet Singh Derabassi, Advocate,
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. Prayer in the instant petition is for quashing of DDR No.032, dated 20.12.2024, under Sections 333, 62, 3(5) of BNS, 2023, registered at Police Station Lalru, District S.A.S. Nagar (Annexure P-2) in FIR No.0184, dated 20.12.2024, under Sections 115(2), 125, 351(3) of BNS, 2023 and under Section 25(9) of Arms Act, 1959 (Annexure P-1), and all subsequent proceedings arising out of the same, on the basis of compromise dated 21.12.2024 (Annexure P-3) arrived at, between the parties.

2. Vide order dated 27.01.2025 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 27.02.2025 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Sub-Divisional Judicial Magistrate, Dera Bassi, in pursuance of the directions of this Court, wherein, the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report, compromise has indeed been effected between the parties and the same is without any pressure or coercion and out of their free will and the complainant has also made statement to the effect that he would have no objection if the DDR qua the accused-petitioners is quashed.

4. The trial Court has annexed the copies of statements of the parties, alongwith its report.

5. Learned State counsel too submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the DDR in question.

6. In view of the report of learned trial Court and the principles laid down by Hon'ble the Apex Court in ***Gian Singh Versus State of Punjab and others (2012) 10 SCC 303***, and also by the Full Bench of this Court in ***Kulwinder Singh and others Versus State of Punjab and another, 2007(3) RCR (Criminal) 1052***, the instant petition is allowed. The aforesaid DDR and all consequential proceedings arising out of it, are quashed qua petitioners.

7. Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

(MANJARI NEHRU KAUL)
JUDGE

March 26, 2025

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