



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

285

CRM-M-12930-2025 (O&M)
Date of decision: 07.04.2025

Baljinder Singh

....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Aditya Dassar, Advocate
for the petitioner.

Mr. Rishabh Singla, AAG, Punjab.

Ms. Monika Jangra, Advocate
for respondents No.2 to 5.

HARPREET SINGH BRAR J. (Oral)

1. This petition has been filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, seeking quashing of FIR No.134 dated 06.09.2024 under Section 3 of the Epidemic Diseases Act, 1897 and DDR No.21 dated 08.09.2024 whereby the offence under Section 3 of the Epidemic Diseases Act, 1897 has been deleted and offence under Section 3 of the Punjab Protection Medicare Service Persons and Medicare Service Institution of Violence and Damage of Property Act, 2008, has been added later on, both registered at Police Station Mukerian, District Hoshiarpur, on the basis of compromise deed dated 07.02.2025 (Annexure P-4) along with all subsequent proceedings arising therefrom.

2. The following order was passed on 07.03.2025:-

2025:PHHC:047224



“XX XX XX XX

*Learned counsel for the petitioner submits that in terms of the Division Bench judgment of this Court in **CRM-M No.31765 of 2012**, titled as “**Vinod @ Boda and others vs State of Haryana and another**”, decided on **01.05.2013**, quashing of FIR (supra) on the basis of compromise is permissible.*

Notice of motion for 07.04.2025.

At this stage, on asking of the Court, Mr. Subhash Godara, Addl. A.G., Punjab accepts notice on behalf of respondent No.1 – State and Ms. Monika Jangra, Advocate accepts notice on behalf of respondents No.2 to 5 and files Vakalatnama, which is taken 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. 07.04.2025.

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.134 dated 06.09.2024 under Section 3 of the Epidemic Diseases Act, 1897 and DDR No.21 dated 08.09.2024 whereby the offence under Section 3 of the Epidemic Diseases Act, 1897 has been deleted and offence under Section 3 of the Punjab Protection Medicare Service Persons and Medicare Service Institution of Violence and Damage of Property Act, 2008, has been added later on, both registered at Police Station Mukerian, District Hoshiarpur, and all other subsequent proceedings arising out of the same are quashed, qua the petitioner.

(HARPREET SINGH BRAR)
JUDGE

07.04.2025
yakub

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