

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

CRM-M-12807-2025(O&M)

Date of decision: 28.07.2025

Rajinder Kumar

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Lakshay Bector, Advocate,
for the petitioner.

Mr. Rishabh Singla, AAG, Punjab.

Ms. Taanvi Dhull, Advocate, for respondent No.2.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 528 of BNSS, 2023 seeking quashing of FIR No.311, dated 14.10.2024, under Section 420 of IPC, 1860, registered at Police Station Division No.7, District Ludhiana (Annexure P-1) and all subsequent proceedings arising therefrom in view of the compromise dated 28.10.2024 (Annexure P-2).

2. The following order was passed on 07.03.2025 by the co-ordinate Bench of this Court:-

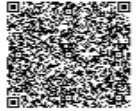
“Contends, *inter alia*, that matter has been compromised between the parties i.e. petitioner and respondent No. 2.

(2) Notice of motion.

(3) On asking of the Court, Mr. Kunwarbir Singh, learned AAG, Punjab accepts notice on behalf of respondent No.1/State.

(4) Mr. Ruhani Chadha, Advocate, who is present in the Court, has filed power of attorney on behalf of respondent No.2. The same is taken on record. He acknowledged the factum of compromise (P-2) arrived at between the parties i.e. petitioner and respondent No. 2.

(5) Requisite number of copies of the petition be supplied to learned Counsel for the respondents during the course of day.



(6) Petitioner shall file his affidavit that there is no other criminal case(s) pending against him and also give the details of any other FIR(s), already quashed on the basis of compromise.

(7) In view of the above, let parties appear before the Court of learned *Illaqa* Magistrate/trial Court on or before 21.03.2025 for recording their statement(s) with reference to the compromise, if any, entered into between them.

(8) Learned *Illaqa* Magistrate/trial Court shall record the statement(s) of all accused, complainant/injured and victim, if any, and submit a report to this Court before the next date of hearing containing the following information:-

- (i). Whether the statements of the parties are bona fide and not result of any pressure or coercion etc. in any manner?*
- (ii). Whether the compromise effected between the parties is genuine and valid?*
- (iii). Whether all the accused, complainant and injured are party to the compromise and if not, the details/particulars of such person(s)?*
- (iv). Whether any other case is pending against either of the parties or not, if yes, the details thereof?*
- (v). Whether any of the persons involved in this case/dispute has been declared a proclaimed offender?*
- (vi). Whether any of the petitioner(s) is/are previous convict or not?*

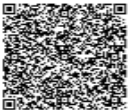
(9) List before this Court on 07.04.2025 for further consideration.

(10) Meanwhile, learned State Counsel shall also get the instructions in the matter as to whether the State has any objection?

(11) Copy of this order be sent to learned Judicial Officer concerned forthwith for information and strict compliance.”

3. In compliance of the above 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 46, 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.311, dated 14.10.2024, under Section 420 of IPC, 1860, registered at Police Station Division No.7, District Ludhiana (Annexure P-1) and all subsequent proceedings arising out of the same are quashed, qua the petitioner.

(Harpreet Singh Brar)
Judge

28.07.2025
Rajan

Whether speaking / reasoned:	Yes/No
Whether Reportable:	Yes/No