



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

359

CRM-M-16206-2025

Date of decision: July 08, 2025

RAJESH KUMAR @ RAJESH SHARMA AND ANOTHER

...Petitioners

Versus

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Varun Sharma, Advocate
for the petitioners.

Mr. Karan Sharma, DAG, Haryana.

Mr. Chirag Suri, Advocate
for respondents No.2 and 3.

MANJARI NEHRU KAUL, J. (ORAL)

1. Prayer in the instant petition filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 is for quashing of FIR No.210 dated 14.05.2023, under Sections 406/420/120-B of Indian Penal Code, 1860 and Section 10 and 24 of Immigration Act, registered at Police Station Kurukshetra University, District Kurukshetra (Annexure P-1) and all subsequent proceedings arising therefrom, on the basis of compromise dated 28.01.2025 recorded between the parties before learned Additional Sessions Judge, Kurukshetra (Annexure P-2).

2. Vide order dated 25.03.2025 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 20.05.2025 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate Ist Class, Kurukshetra, 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 complainants have also made statement to the effect that they would have no objection if the FIR qua the accused-petitioners is quashed.

4. The trial Court has annexed the statements of the parties in original, along with its report.

5. Learned State counsel has filed status report by way of affidavit of the Deputy Superintendent of Police (HQ), Kurukshetra on behalf of the respondent-State in the Court today, which is taken on record subject to all just exceptions. Learned State counsel too submits that there are no other accused other than the petitioners and respondents No.2 and 3 are the only aggrieved persons in the FIR in question.

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

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

July 08, 2025
Jaspreet Kaur

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No