



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

CRM-M-16883-2025 (O&M)

Date of Decision: 28.04.2025

PIRTHI RAM (MEMBER) ALIAS PIRTHI RAJ AND OTHERS

...Petitioners

V/S

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Rhythem Bajaj, Advocate
for the petitioners.

Mr. Nitesh Sharma, DAG Punjab.

Ms. Neha Randhawa, Advocate for

Mr. Tushar Sharma, Advocate for respondent No. 2.

HARPREET SINGH BRAR J. (Oral)

1. This petition has been filed under Section 528 BNSS seeking quashing of FIR No.13 dated 04.02.2025 registered under Sections 115(2), 296, 3(5) of BNS, 2023 and Section 3(1) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989 at Police Station Khuhi Khera, District Fazilka, on the basis of compromise dated 19.03.2025 along with all consequential proceedings arising therefrom.

2. The following order was passed on 27.03.2025:

"This petition has been filed under Section 528 BNSS seeking quashing of FIR No.13 dated 04.02.2025 registered under Sections 115(2), 296, 3(5) of BNS, 2023 and Section 3(1) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989 at Police Station Khuhi Khera, District Fazilka, on the basis of compromise dated 19.03.2025 along with all consequential proceedings arising therefrom.

Notice of motion for 28.04.2025.

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 Mr. Tushar Sharma, Advocate accepts notice on behalf of respondent No.2 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.



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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. 28.04.2025.

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 (Cr1.) 1052**, this petition is allowed and FIR No.13 dated 04.02.2025 registered under Sections 115(2), 296, 3(5) of BNS, 2023 and Section 3(1) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989 at Police Station Khuhi Khera, District Fazilka along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

28.04.2025
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No