



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

**CRM-M-19640-2025 (O&M)
Date of Decision: 05.05.2025**

HEMANT SINGH ALIAS HIMANSHU AND OTHERS ...Petitioners

V/S

STATE OF PUNJAB AND OTHERS ...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Kushager Goyal, Advocate for
Mr. M.M. Pandey, Advocate for the petitioners.

Mr. Rishabh Singla, AAG Punjab.

Mr. Yashvir Singh, Advocate for
Mr. Himanshu Bansal, Advocate for respondents No. 2 and 3.

HARPREET SINGH BRAR J. (Oral)

1. Instant petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of the FIR No. 0013 dated 26.02.2025, registered under Sections 118(1), 115(2), 126(2), 351(2), 191(2) and 190 of Bhartiya Nyaya Sanhita, 2023 at Police Station Naya Gaon, District SAS Nagar and all subsequent proceedings arising out of the same, on the basis of compromise dated 05.04.2025 (Annexure P-2).

2. The following order was passed on 09.04.2025:

“Instant petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of the FIR No. 0013 dated 26.02.2025, registered under Sections 118(1), 115(2), 126(2), 351(2), 191(2) and 190 of Bhartiya Nyaya Sanhita, 2023 at Police Station Naya Gaon, District SAS Nagar and all subsequent proceedings arising out of the same, on the basis of compromise dated 05.04.2025 (Annexure P-2).

Notice of motion.

Mr. Subhash Godara, Addl. AG Punjab, who is present in the Court, accepts notice on behalf of respondent No. 1-State and Mr. Yashvir Singh and Mr. Himanshu Bansal, Advocates have put in appearance on behalf of respondents No. 2 and 3 and filed power of attorney. Same is taken on record. Learned counsels for respondents No. 2 and 3 admits the factum of compromise.

Service is complete.



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Adjourned to 05.05.2025.

In the meantime, Parties are directed to appear before the learned trial Court/Illaq Magistrate within a period of one week or any other date convenient to the trial Court/Illaq Magistrate to get their statements recorded regarding the compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of the compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 05.05.2025.

A copy of this 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 (CrI.) 1052**, this petition is allowed and FIR No. 0013 dated 26.02.2025, registered under Sections 118(1), 115(2), 126(2), 351(2), 191(2) and 190 of Bhartiya Nyaya Sanhita, 2023 at Police Station Naya Gaon, District SAS Nagar along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

05.05.2025
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>