



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

CRM-M-25873-2025

Date of decision: 14.07.2025

JUGRAJ SINGH @ JUGRAJ SINGH CHAHAL AND ANOTHER

...PETITIONERS

V/S

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Puneet Sharma, Advocate for
Mr. Manjinder Singh Saini, Advocate for the petitioners.

Mr. Rishabh Singla, AAG, Punjab.

HARPREET SINGH BRAR, J. (ORAL)

1. Instant petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita seeking quashing of complaint case bearing No.COMI/66/2022 dated 03.08.2022 registered under Sections 323, 324, 327, 329, 341, 352 and 506 of Indian Penal Code pending before learned Judicial Magistrate Ist Class, Moga and all subsequent proceedings arising out of the same including the order dated 04.02.2023 (Annexure P-2), vide which, the petitioners were summoned in the aforesaid complaint and charge-sheet dated 09.08.2023 on the basis of compromise dated 17.04.2025 (Annexure P-4).

2. Ms. Navjot Kaur, Advocate has put in appearance on behalf of respondent No.2 and filed her power of attorney. The same is taken on record. Registry is directed to tag the same at the appropriate place.

3. The following order was passed on 13.05.2025 :-

“Instant petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita seeking quashing of



complaint case No. COMI/66/2022 dated 03.08.2022 registered under Sections 323, 324, 327, 329, 341, 352 and 506 of Indian Penal Code pending before learned Judicial Magistrate Ist Class, Moga and all subsequent proceedings arising out of the same including the order dated 04.02.2023 vide which the petitioners were summoned in the aforesaid complaint and chargesheet dated 09.08.2023, on the basis of compromise dated 17.04.2025 (Annexure P-4).

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 Ms. Navjot Kaur, Advocate has put in appearance on behalf of respondent No. 2 and filed memo of appearance. Learned counsel for respondent No. 2 admits the factum of compromise and undertakes to file her power of attorney on the next date of hearing.

Learned counsel for the petitioners submits that statement of petitioner No. 2 be got recorded through his power of attorney holder Jagdev Singh.

Service is complete.

Adjourned to 14.07.2025.

In the meantime, Parties are directed to appear before the learned trial Court/Illaq Magistrate within a period of two weeks 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. 14.07.2025.

Learned trial Court is further directed to record the statement of petitioner No.2 through his power of attorney holder-Jagdev Singh.

A copy of this order be sent to learned trial Court/Illaq Magistrate through fax for compliance.”

4. 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.

5. 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 complaint case bearing No.COMI/66/2022 dated 03.08.2022 registered under Sections 323, 324, 327, 329, 341, 352 and 506 of Indian Penal Code pending before learned Judicial Magistrate Ist Class, Moga and all consequential proceedings arising out of the same are quashed, qua the petitioners.

July 14, 2025
manisha

(HARPREET SINGH BRAR)
JUDGE

- | | | |
|------|---------------------------|--------|
| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |