IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

(253) CRM-M-37434-2025

Date of Decision:- 25.09.2025

Kulbir Singh and Anr.

……Petitioners

Versus

State of Punjab and Anr.

……Respondents

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

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Present: Mr. Balraj Singh Sidhu, Advocate for the petitioners.

Mr. Durgesh Garg, AAG, Punjab.

Mr. Gurmeet Singh Saini, Advocate for respondent No.2.

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ALOK JAIN, J. (Oral)

1. The instant petition has been filed under Section 528 BNSS seeking quashing of DDR No.035 dated 10.09.2022, under Sections 354-B, 341, 149 of IPC (Section 506, 34 of IPC added later on), registered at Police Station Kulgari, District Ferozepur (Annexure P-1) i.e. registered as cross case in FIR No.0134 dated 06.10.2022, under Sections 324, 323, 148, 149 of IPC 1860 (Section 326 of IPC added later on vide DDR No.12 dated 10.10.2022) at Police Station Kulgari, District Ferozepur (Annexure P-2), and all other proceedings arising therefrom on the basis of the compromise dated 12.05.2025 (Annexure P-3).

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2. Keeping in view the fact that the parties entered into a settlement, this Court vide order dated **21.07.2025** directed the parties to appear before the Illaqa Magistrate/trial Court for getting their statements recorded in that regard. Pursuant thereto, a report dated **20.08.2025** has been received from **Judicial Magistrate 1st Class, Ferozepur** stating that the compromise arrived at between the parties is voluntary and the same is without any pressure, coercion or undue influence.

3. Learned State counsel and learned counsel appearing on behalf of respondent No.2 admit the factum of compromise and submit that they have no objection in quashing of the FIR on that basis.

4. Perusal of the aforesaid report establishes that the parties have amicably settled their dispute, and continuance of criminal proceedings in such a situation will be an exercise in futility, as the chances of conviction are bleak. The power under Section 528 BNSS can be exercised in such matters. It has been held by Supreme Court of India in cases *Gian Singh v. State of Punjab and another* 2012(10) SCC 303 and *Narinder Singh and others v. State of Punjab and another* 2014(6) SCC 406 that criminal cases having overwhelmingly civil character, particularly those arising out of commercial transactions or matrimonial relationships or family disputes, should be quashed when the parties have resolved the disputes among themselves in a *bona fide* manner.

5. Consequently, the present petition is allowed. DDR No.035 dated 10.09.2022, under Sections 354-B, 341, 149 of IPC (Section 506, 34 of IPC added later on), registered at Police Station Kulgari, District Ferozepur (Annexure P-1) i.e. registered as cross case in FIR No.0134 dated 06.10.2022,

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under Sections 324, 323, 148, 149 of IPC 1860 (Section 326 of IPC added later on vide DDR No.12 dated 10.10.2022) at Police Station Kulgari, District Ferozepur (Annexure P-2) and subsequent proceeding arising therefrom, are hereby quashed *qua* the petitioners subject to costs of Rs.**10,000**/- to be paid by the petitioners and **Rs.5000/-** to be paid by respondent No.2 within a period of **two weeks** from today in the following account:

Punjab State Legal Services
Authority-Disaster Relief Fund,
A/c No.44426937384,
IFSC Code SBIN0014656.

(ALOK JAIN)
JUDGE

September 25, 2025
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Whether speaking/reasoned:- Yes/No
Whether Reportable:- Yes/No

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