



CRM-M-41718-2025

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

CRM-M-41718-2025

Date of Decision: 27.11.2025

RAKESH AND OTHERS

..... Petitioners

*Versus***STATE OF HARYANA AND OTHERS**

..... Respondents

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. Punit Malik, Advocate for the petitioners.

Ms. Vasundhara Dalal Anand, Sr. DAG, Haryana.

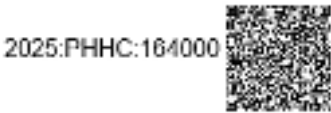
Mr. Vishal Chaudhary, Advocate
for respondents No.2 and 3.

YASHVIR SINGH RATHOR, J. (Oral)

1. Prayer in this petition filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 is for quashing of FIR No.73 dated 07.02.2023, under Sections 147, 148, 149, 307 and 120-B of IPC and Section 25(1B) (a) of Arms Act, registered at Police Station Pataudi, District Gurugram, Haryana and all subsequent proceedings arising therefrom on the basis of compromise.

2. Reply by way of an affidavit dated 15.09.2025 of Sukhbir Singh, HPS, Assistant Commissioner of Police, Pataudi, Gurugram filed in the Registry on behalf of the respondent-State is taken on record. Registry is directed to tag the same at an appropriate place.

3. This Court vide order dated 29.09.2025 had directed the parties to appear before the Trial Court/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to send



his/her report qua the genuineness of the compromise.

4. Pursuant to the aforesaid order, parties have appeared before learned Additional Sessions Judge, Gurugram and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 29.10.2025 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

5. Learned State counsel as well as learned counsel for respondents No.2 and 3 have not disputed the factum of compromise between the parties.

6. In view of the above, no useful purpose would be served by continuing with the proceedings before the trial Court in the instant F.I.R. following the principles laid down by the Full Bench judgment of this Court in 2007 (3) RCR (Criminal) 1052 titled as '*Kulwinder Singh and others Versus State of Punjab and another*' and approved by the Hon'ble Supreme Court in (2012) 10 SCC 303 titled as '*Gian Singh Versus State of Punjab and others*'. Accordingly, the present petition is allowed and the FIR No.73 dated 07.02.2023, under Sections 147, 148, 149, 307 and 120-B of IPC and Section 25(1B) (a) of Arms Act, registered at Police Station Pataudi, District Gurugram, Haryana and all subsequent proceedings arising therefrom are hereby quashed on the basis of compromise arrived at between the parties.

(YASHVIR SINGH RATHOR)
JUDGE

27.11.2025
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Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No