



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

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CRM-M-40011-2025 (O&M)
Date of decision: 05.08.2025

SURESH KUMAR ALIAS SURIYA AND ANOTHER

....Petitioners

Versus

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Mr. Amit Parashar, Advocate for the petitioner.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

Mr. , Advocate for respondent No.2.

SANJAY VASHISTH. J.(Oral)

1. Present petition under Section 528 of BNSS, 2023, has been filed for quashing of FIR No.167 dated 05.11.2024, under Sections 318(4), 61(2), 238 of BNS, Police Station Cyber Central, District Faridabad (Annexure P-1), in view of compromise dated 09.07.2025 (Annexure P-2).

2. It is jointly pointed out by counsel for the petitioner and respondent No.2, that in the present case there are total three accused, whereas, instant compromise quashing petition has been filed by two of the petitioners. Third accused namely Sharwan Kumar s/o Babu Ram has not been arrayed as party in the present petition.

3. Further counsel for respondent No.2 submits that since compromise has been effected *qua* all the accused on satisfaction of all the grievances and claims with respondent No.2/complainant/victim, he is ready to give statement before the concerned Court/Magistrate to the effect that statement now given by



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him would be good enough for quashing of the proceedings qua the third accused namely Sharwan Kumar s/o Babu Ram, in case any quashing petition based upon compromise is filed by him in future and he is ready to give statement in this regard.

4. In view of the above, partial compromise quashing petition is not maintainable in view of the observations made by the Hon'ble Division Bench of this Court in **Rakesh Das v. State of Haryana and another [CRM-M-48043-2023 (O&M)] (Decided on : 12.11.2024) : Law Finder Doc Id # 2663704.**

5. Faced with the situation, learned counsel appearing for the petitioners prays for withdrawal of the present petition with liberty to file a fresh and comprehensive one, by impleading all the necessary parties including all the accused/victims.

6. Dismissed as withdrawn with liberty sought and recorded hereinabove.

05.08.2025
amandeep

(SANJAY VASHISTH)
JUDGE

Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No