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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-43978-2024

Date of decision: 20.01.2025

Tony Chauhan and others

....Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Ms. Rajinder Kaur, Advocate for
Mr. Davinder Singh, Advocate
for the petitioners.

Mr. Sandeep Kumar, DAG, Punjab.

HARPREET SINGH BRAR, J. (ORAL)

The present petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.32 dated 19.06.2024 under Sections 323/341/160/336/506/148/149 of IPC (Section 307 of IPC added later on) registered at Police Station Division No.4, District Police Commissionerate Ludhiana (Annexure p-1) *qua* the petitioners, on the basis of compromise dated 31.08.2024 (Annexure P-2) executed between the parties.

The learned State counsel, at the very outset, on instructions from ASI Balraj Singh, submits that the present petition is not maintainable in view of the judgment rendered by the Division Bench of this Court in 'Rakesh Das Vs. State of Haryana and another' 2024 (4) Law Herald 3141, with regard to the issue of maintainability of the petition seeking quashing of FIR (*supra*) on the basis of partial compromise. He further submits that one of the accused, namely, Gagan Gill, has not been impleaded party to the main petition.



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In view of the above, learned counsel for the petitioners wishes to withdraw the present petition with liberty to file fresh petition seeking quashing of FIR (*supra*) on the basis of compromise by impleading all the accused.

Dismissed as withdrawn with the liberty aforesaid.

(HARPREET SINGH BRAR)
JUDGE

20.01.2025
Neha

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No