



CRM-M-47495-2024 (O&M)

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARHCRM-M-47495-2024 (O&M)
Date of Decision: 15.02.2025

MAHINDER SINGH AND OTHERS

...Petitioners

Versus

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: None for the private parties.

Mr. Rishabh Singla, AAG Punjab.

Harpreet Singh Brar, J. (Oral)

1. Petitioners Mahinder Singh, Baljeet Singh and Malkeet Singh have filed petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No. 71 dated 25.12.2023 under Sections 447, 148, 149, 506 of Indian Penal Code, 1860, registered at Police Station Purana Shalla, District Gurdaspur, Punjab (Annexure P-1) and all other subsequent proceedings arising therefrom, on the basis of compromise dated 03.02.2024 (Annexure P2

2. The following order was passed on 15.01.2024:

“Status report filed by learned State counsel is taken on record.

The parties are directed to appear before the learned trial Court/Illaq Magistrate within two weeks from today or any other date convenient to the trial Court/Illaq Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 15.02.2025.

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



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3. 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.

4. 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 466** 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 FIR No. 71 dated 25.12.2023 under Sections 447, 148, 149, 506 of Indian Penal Code, 1860, registered at Police Station Purana Shalla, District Gurdaspur, Punjab (Annexure P-1) along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

(HARPREET SINGH BRAR)
JUDGE

15.02.2025

Ajay Goswami

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>