



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

257

CRM-M-49222-2024(O&M)
Date of Decision: 10.01.2025

SIYASAT MANN ALIAS SAHJAD SINGH AND OTHERS

....Petitioners

VERSUS

STATE OF PUNJAB AND ANR

....Respondents

CORAM : HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Vaibhav Bhargav, Advocate for
Mr. Gaurav Datta, Advocate for the petitioners

Ms. Himani Arora, AAG, Punjab.

Mr. Srishti S. Sharma, Advocate for respondent no.2.

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short BNSS) for quashing of FIR No.149 dated 13.07.2024 under Sections 149, 323, 341 of IPC and Sections 115(2), 126, 190-B of Bharatiya Nyaya Sanhita, 2023 registered at Police Station Lopoke, District Amritsar Rural and all the subsequent proceedings arising therefrom, on the basis of compromise dated 22.07.2024 (Annexure -2).

2 . This Court vide order dated 01.10.2024 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise. Statement of petitioner no.1 has been recorded through video conferencing mode.



3. Pursuant to the aforesaid order, parties have appeared before the learned Judicial Magistrate 1st Class, Ajnala and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 23.12.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

4. Learned State counsel as well as counsel for respondent No.2 have not disputed the factum of compromise between the parties.

5. In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

6. Following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and FIR No.149 dated 13.07.2024 under Sections 149, 323, 341 of IPC and Sections 115(2), 126, 190-B of Bharatiya Nyaya Sanhita, 2023 registered at Police Station Lopoke, District Amritsar Rural and all subsequent proceedings arising therefrom on the basis of compromise dated 22.07.2024 (Annexure P-2) are quashed qua the petitioners.

(MANISHA BATRA)
JUDGE

10.01.2025

Deepak Patwal

1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No