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

CRM-M-51885-2024

Date of decision: 17.03.2025

Jagga Singh @ Jagjit Singh and others

....Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. Manpreet Singh Dua, Advocate
for the petitioners.

Mr. Rishabh Singla, AAG, Punjab.

Mr. Prince Sarangal, Advocate
for respondents No.2 to 4.**HARPREET SINGH BRAR, J. (ORAL)**

1. This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.180 dated 24.08.2024 under Sections 117(2)/115(2)/191(3)/190 of BNS registered at Police Station City Budhlada, District Mansa (Annexure P-1) as well as DDR No.15 dated 25.08.2024 (Annexure P-2) and all consequential proceedings arising therefrom on the basis of compromise dated 27.09.2024 (Annexure P-3).

2. The following order was passed on 19.10.2024:

'Present petition has been filed praying for quashing of FIR No.180, dated 24.08.2024, under Sections 117(2), 115(2), 191(3), 190 of BNS, registered at Police Station City Budhlada, District Mansa (Annexure P-1) as well as DDR No.15 dated 25.08.2024 (Annexure P-2) on the basis of compromise dated 27.09.2024 (Annexure P-3) along with all consequential proceedings arising therefrom in view of compromise arrived at between the parties against the petitioners.

Learned counsel appearing on behalf of the petitioners has contended that the parties have compromised the matter and as such the present FIR is liable to be quashed.

Notice of motion.

On asking of the Court, Mr. Tarun Aggarwal, Sr. DAG, Punjab appears and accepts notice on behalf of respondent No.1-State. At this stage, Mr. Prince Sarangal, Advocate has filed his vakalatnama on behalf of respondents No.2 to 4 today in the Court and the same is taken in record. He has endorsed the contention raised by learned counsel for the petitioners and has not denied the factum of compromise effected between the parties.



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Adjourned to 23.01.2025.

In the meanwhile, both the parties are directed to appear before the concerned trial Court/Illaq Magistrate on 13.11.2024 for recording their statements, who shall record their respective statements with regard to the genuineness/correctness of the compromise and that the compromise is not the result of any fraud or misrepresentation and is the result of free will of the parties. It would also be verified that besides the accused (petitioners) mentioned in the petition, there is no other accused in the FIR and the parties are not involved or declared proclaimed offender in any other criminal case. The trial Court/Illaq Magistrate shall send his/her report through learned Sessions Judge concerned on or before the date fixed before this Court.

The State to file status report before the next date of hearing.'

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, 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 (CrI.) 1052**, this petition is allowed and FIR No.180 dated 24.08.2024 under Sections 117(2)/115(2)/191(3)/190 of BNS registered at Police Station City Budhlada, District Mansa (Annexure P-1) as well as DDR No.15 dated 25.08.2024 (Annexure P-2) along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

(HARPREET SINGH BRAR)
JUDGE

17.03.2025

Neha

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