



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

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CRM-M-53424-2024(O&M)

Date of Decision: 31.01.2025

ARSH KUMAR AND ORS

....Petitioners

VERSUS

STATE OF HARYANA AND ANR

....Respondent

CORAM : HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Sandeep K. Sharma, Advocate for the petitioners.

Mr. Apoorv Garg, Sr. DAG, Haryana.

Mr. Harjit Yadav, 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 quashing of FIR No.272 dated 11.10.2024 under Sections 115, 140(3), 3(5) of Bharatiya Nyaya Sanhita, 2023 registered at Police Station Asauda, District Jhajjar and all the subsequent proceedings arising therefrom, on the basis of compromise (Annexure P-2) arrived at between the parties.

2. This Court vide order dated 12.11.2024 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.

3. Pursuant to the aforesaid order, parties have appeared before the learned Civil Judge (Jr. Divn.)-cum-JMIC, Bahadurgarh and got their statements recorded. On the basis of the statements so recorded, learned



Magistrate has submitted report dated 30.11.2024 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.272 dated 11.10.2024 under Sections 115, 140(3), 3(5) of Bharatiya Nyaya Sanhita, 2023 registered at Police Station Asauda, District Jhajjar and all subsequent proceedings arising therefrom on the basis of compromise (Annexure P-2) are quashed qua the petitioners.

(MANISHA BATRA)
JUDGE

31.01.2025
Deepak Patwal

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

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