



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

CRM-M-55319-2024

Date of decision: 23.01.2025

SANDEEP SINGH

...PETITIONER

V/S

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Ms. Pooja, Advocate for
Mr. Ritesh Pandey, Advocate for the petitioner.
Mr. Aazam Khan, Advocate for respondent No.2.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 528 BNSS for quashing of FIR No.112 dated 26.05.2018 under Sections 420 & 406 IPC registered at Police Station Civil Lines Batala, District Batala (Annexure P-1) along with all consequential proceedings arising therefrom, on the basis of compromise dated 30.09.2024 (Annexure P2) arrived at between the parties.

2. The following order was passed on 07.11.2024 :-

"This petition has been filed for quashing of FIR No.112 dated 26.05.2018 under Sections 420 & 406 IPC registered at Police Station Civil Line Batala, District Batala along with all consequential proceedings arising therefrom, on the basis of compromise dated 30.09.2024 (Annexure P2) arrived at between the parties.

Notice of motion.

Mr. Vinay Kumar, DAG, Punjab accepts notice on behalf of respondent No.1-State and Mr. Aazam Khan, Advocate, accepts notice on behalf of respondent No.2 and has filed his vakalatnama. The same is taken on record. He has admitted the factum of compromise effected between the parties.

The parties are directed to appear before the trial Court/Illaq/Duty Magistrate on 14.11.2024 or any other future date as per its convenience or on request of the parties for getting their statements recorded with regard to the compromise. The trial Court/Illaq/Duty Magistrate shall submit the report on or before



the next date of hearing. The report be forwarded to this Court specifying the following:-

- 1. The number of accused arraigned in the FIR and how many have appeared before it and have made statements and whether any accused is absconding/proclaimed person, in the case;
- 2. The name of the complainant and injured/aggrieved and whether all of them have appeared and made their statements in support of the compromise;
- 3. The stage of the trial/proceedings pending;
- 4. If, the compromise is genuine, voluntary and out of free will of the parties;
- 5. Whether any other criminal case pending against the accused.

Report of the trial Court/Illaq/Duty Magistrate be awaited for 23.01.2025”

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 46**, 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.112 dated 26.05.2018 under Sections 420 & 406 IPC registered at Police Station Civil Lines Batala, District Batala (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioner.

January 23, 2025
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(HARPREET SINGH BRAR)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |