



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

CRM-M-58445-2024

Date of decision: 06.02.2025

DEESHU ALIAS BAGH HUSSAIN AND ANOTHER

...PETITIONERS

V/S

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Manglesh Kumar, Advocate for
Mr. Mukesh Mehra, Advocate for the petitioners.

Mr. Rishabh Singla, AAG, Punjab.

Mr. Nippun Sharma, Advocate for respondent No.2.

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.207 dated 02.10.2024 under Sections 115(2), 118(1), 117(2), 118(2), 190 and 191(3) of the Bharatiya Nyaya Sanhita, 2023, registered at Police Station Sadar Jalandhar, District Jalandhar (Annexure P-1) and all the subsequent proceedings arising therefrom on the basis of compromise dated 08.11.2024 (Annexure P-4).

2. The following order was passed on 16.12.2024 :-

“This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.207 dated 02.10.2024 under Sections 115(2), 118(1), 117(2), 118(2), 190 and 191(3) of the Bharatiya Nyaya Sanhita, 2023, registered at Police Station Sadar Jalandhar, District Jalandhar (Annexure P-1) and all the subsequent proceedings arising therefrom on the basis of compromise dated 08.11.2024 (Annexure P-4).

In the meanwhile, the parties are directed to appear before learned trial Court/Illaq Magistrate within two weeks from today or any other date convenient to learned trial Court/Illaq

Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaqa 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 as FIR in the cross case bearing ‘CRM-M No.58443 of 2024’ has already been quashed vide order of even date.

A copy of this order be sent to learned trial Court/Illaqa Magistrate through fax for compliance.

Adjourned to 06.02.2025.”

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.207 dated 02.10.2024 under Sections 115(2), 118(1), 117(2), 118(2), 190 and 191(3) of the Bharatiya Nyaya Sanhita, 2023, registered at Police Station Sadar Jalandhar, District Jalandhar (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

February 06, 2025
manisha

(HARPREET SINGH BRAR)
JUDGE

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