



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

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**CRM-M No.58345 of 2024
Date of decision: 18.01.2025**

SUSHIL KUMAR AND OTHERS**.... Petitioners****Versus****STATE OF PUNJAB AND ANOTHER****.... Respondents****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present : Mr. Aditya Sharma, Advocate for the petitioners.

Ms. Himani Arora, A.A.G, Punjab.

Mr. Manish Giri, Advocate for respondent No.2.

MANISHA BATRA, J. (oral)

1. The present petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short-'BNSS') for quashing of FIR No.137 dated 30.04.2024 registered under 323, 324, 341, 452, 506 and 120-B of IPC at Police Station City Kharar, District S.A.S. Nagar and all the subsequent proceedings arising therefrom, on the basis of compromise dated 14.08.2024 (Annexure P-6).

2. This Court vide order dated 25.11.2024 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 Sub Divisional Judicial Magistare, Kharar and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted copy of report dated 18.12.2024 to the effect that the compromise



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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.137 dated 30.04.2024 registered under 323, 324, 341, 452, 506 and 120-B of IPC at Police Station City Kharar, District S.A.S. Nagar and all subsequent proceedings arising therefrom on the basis of compromise dated 14.08.2024 (Annexure P-6) are quashed qua the petitioners.

18.01.2025

Jyoti-IV

(MANISHA BATRA)

JUDGE

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