



- 1-

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

129

CRM-M-62832-2024 (O&M)
Date of decision: 26.05.2025

HARMEET SINGH

....Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present : Ms. Shreya Rana, Advocate &
Mr. Vijay Rana, Advocate for the petitioner.

SANJAY VASHISTH. J.(Oral)

CRM-17161-2025

1. This is an application under Section 528 of BNSS, 2023 for placing on record the affidavit of the petitioner.
2. For the reasons mentioned in the application, the same is allowed. Affidavit is taken on record. Registry to tag the same at appropriate place.

CRM-M-62832-2024

1. Status report dated 21.04.2025 by way of an affidavit of Lakhwinder Singh, PPS, Deputy Superintendent of Police, NRI Wing, District S.A.S. Nagar has been filed on behalf of respondent-State. The same is taken on record.
2. In the instant quashing petition, on 19.03.2025 following order was passed:

“Present petition has been filed under Section 482 Cr.P.C., seeking quashing of FIR No.0030 dated 03.04.2024, under Section 420 IPC, registered at Police Station NRI, SAS Nagar, Tehsil and District SAS Nagar and all consequential proceedings arising therefrom.

2. *Learned counsel for the petitioner submits that petitioner and*



- 2-

respondent No.2 (complainant in FIR) are real brothers and complainant is residing in United States of America. FIR has been lodged by the complainant by levelling following allegations:

“it is respectfully submitted that I am NRI and citizen of Amarica holding passport No. 528554487 aged about 68 years. My family immigrated to U.S.A in year 1983. I owe about 22 acres of agricultural land at Village Bhaini Kalan and Bhaini Khurd. That I along with my wife on 7.4.2022 to look after my property landed in India & thereafter on 9.4.2022 visited my village Bhaini Khurd, Distt. Fatehgarh Sahib. I visited my village Bhaini Khurd and saw that by removing connection of my electricity motor No. APO 080235. Shri Harmeet Singh son of Sh. Gurbachan Singh have illegally and mischievously joined my connection to his motor and stolen my electric motor. Now he is making efforts to take possession of my agricultural land measuring 3 acres. He has got the girdawri mischievously of three acres by conniving with revenue officials, whereas I am owner in possession of 22 acres of land and he got the girdawri of 1 acre in the center of my agriculture land. There is a person namely Aman Singh, residing in the House of Harmeet Singh who threatens to kill us. It is pertinent to mentioned here that Harmeet Singh with the help of Aman Singh have encroached upon the way leading to my residential plot by erecting gate at the common passage. Harmeet Singh is having a gun and points at me & he threatens to kill me. Aman Singh is a Nihang and threatens to kill me by saying that one murder is allowed/pardoned to Nihangs. I visited Village Bhaini Khurd on 21.5.2022 there on asking about motor connection Harmeet Singh pointed gun at me and Aman Singh Nihang threatened to kill me. It is prayed that my life and property may be protected from Harmeet Singh & Aman Singh & necessary action against them may be taken against them as per law”

3. Learned counsel for the petitioner submits that no criminal offence is made out. Complainant could have sought partition of his share, since there is no partition with metes and bounds between both the brothers



- 3-

including the other five brothers, who are co-sharers, instead of lodging of the criminal case. Counsel further submits that FIR has been registered only to pressurize the petitioner, despite there being no criminal act ever done by him, thus, registration of FIR under Section 420 IPC is nothing but misusing the process of law .

Notice of motion for 22.04.2025.

Notice re:stay as well.

Mr. Amandeep Singh, DAG, Punjab, accepts notice on behalf of respondent/State. Let respondent No.2 be also served through S.H.O. of Police Station NRI, SAS Nagar, Mohali.

Petitioner and respondent No.2 be present before this Court on the next date of hearing.

To be taken up at 2:00 p.m.”

3. On request of the parties, the matter was referred to the Mediation and Conciliation Centre of this Court on 22.04.2025. After receipt of the report dated 22.04.2025 alongwith compromise/settlement deed prepared in Mediation case No.724 of 2025 (already on record), following order was passed on 25.04.2025:

“i) In pursuance to the order dated 22.04.2025 passed by this Court, report dated 22.04.2025 has been received from the Mediation Conciliation Centre of this Court, wherein it is stated that parties have resolved their dispute and thereupon have signed compromise/settlement deed dated 22.04.2025 in Mediation Case No. 724 of 2025.

ii) Let affidavit of petitioner as well as of respondent No.2 be filed to further clarify and avoid any technical complication, if acceptable to the parties. It would be appropriate to file affidavit of both the parties on the record of present case, clearly stating therein whether they would agree to abide by each and every term recorded in the said compromise, more in specific paragraph No. 7 of



- 4 -

compromise/settlement executed before the Mediation and Conciliation Centre.

iii) List again on 29.04.2025.”

4. In the compromise/settlement deed, paragraph No.7 lays down the terms as under:-

“a) That both the parties are real brothers and senior citizens and the matter has been amicably resolved between both the parties and as such there is no dispute/conflict has left between them and accordingly both are willing to resolve their issues both Civil and Criminal in nature.

b) It has been agreed between the parties that the second party has no objection if the present FIR and the consequential proceedings arising out of the same is quashed. The second party shall fully cooperate with the first party to get the FIR proceedings quashed.

c) Both the parties further undertakes that they will not file any Civil or Criminal litigation against each other in future with regard to the present dispute.

d) Both the parties have agreed that the first party will withdraw the above said Civil Appeal which is pending on the date fixed i.e. 21.05.2025. Both the parties have mutually agreed to withdraw the case/complaint, if any, filed against each other before any court of law or any Authority in view of this Settlement/Agreement.”

5. In the above-said affidavit, petitioner has undertaken to abide by each and every term mentioned in paragraph No.7 of the compromise/settlement dated 22.04.2025, executed between the petitioner and respondent No.2 before the Mediation and Conciliation Centre of this Court.

6. Respondent No.2-Jawahar Singh, aged 71 years has filed an affidavit dated 13.05.2025, in Court today. The same is taken on record. Registry is



directed to tag the same at an appropriate place.

7. As per the compromise/settlement deed dated 22.04.2025 along with the affidavits filed by both the sides, wherein, in para 7, the matter has been amicably resolved between both the parties and the complainant has raised no objection if the present FIR and all consequential proceedings arising out of the same are quashed.

8. In view of the above, the present FIR No.0030 dated 03.04.2024 under Section 420 IPC, Police Station NRI, SAS Nagar, Tehsil and District SAS Nagar and all consequential proceedings arising out of the same are hereby quashed.

9. Present petition stands disposed of.

		(SANJAY VASHISTH)
		JUDGE
26.05.2025		
amandeep		
Whether speaking/reasoned.	:	Yes/No
Whether Reportable.	:	Yes/No