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2025:PHHC:083720

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-62027-2024 (O&M)
DECIDED ON: 10.07.2025

RAVINDER AND ORS

.....PETITIONERS

VERSUS

STATE OF HARYANA AND ANR

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Ms. Tanya Vashist, Advocate for
Mr. Satyawan Singh Nain, Advocate
for the petitioners.

Mr. Harkesh Kumar, AAG, Haryana.

Mr. Amit Khari, Advocate for
Mr. Devender S. Punia, 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.70 dated 13.03.2023 under Sections 323, 328 and 34 IPC, registered at Police Station Gohana Sadar, District Sonipat (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 25.10.2024 (Annexure P-2).

2. The following order was passed on 12.12.2024 :-

> *"The petitioners have approached this Court seeking quashing of FIR (Annexure P-1) and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.*
>
> *Notice of motion for 10.7.2025.*

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> *At this stage, Mr. Devender S. Punia, Advocate has put in appearance on behalf of respondent No.2 and has filed Vakalatnama, which is taken on record.*
>
> *The parties are directed to move an application before the trial Court/Illaqa Magistrate concerned for getting their statements recorded qua the factum of compromise. As and when any such application is moved and put up before the trial Court/Illaqa Magistrate, the trial Court/Illaqa Magistrate shall consider the said application and do the needful for recording the statements of the parties qua the factum of the compromise, on any convenient date. After recording the statements of all the affected parties, and upon getting requisite information from Investigating Officer, the trial Court/Illaga Magistrate shall submit its report on the basis of the statements so recorded, broadly on the following aspects:*
>
> *(i) Whether there is any other accused other than the petitioners, arrayed in this petition.*
>
> *(ii) Whether there is any other complainant or affected/aggrieved party other than the respondents, arrayed in the petition. (iii) Whether any accused has been declared Proclaimed Offender?*
>
> *(iv) Whether the compromise in question is found to be a valid compromise and has been effected without there being any kind of influence or coercion?*
>
> *The report be submitted before this Court on or before the next date."*

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.***

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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.70 dated 13.03.2023 under Sections 323, 328 and 34 IPC, registered at Police Station Gohana Sadar, District Sonipat (Annexure P-1) along with all subsequent proceedings arising therefrom on the basis of compromise dated 25.10.2024 (Annexure P-2) are quashed, qua the petitioners.

(HARPREET SINGH BRAR)
JUDGE

10.07.2025
Poonam Negi

Whether speaking/reasoned *Yes/No*
Whether reportable *Yes/No*

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