



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M No.63368 of 2024 (O&M)
Date of decision: 28.02.2025

Kawaljeet Singh @ Lucky

....Petitioner

Versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Mayank M. Mahla, Advocate
for Mr. Veneet Sharma, Advocate
for the petitioner.

Mr. Nitin Narula, Advocate
for Mr. Veneet Sharma, Advocate
for respondents No.2 and 3.

HARPREET SINGH BRAR J. (Oral)

1. This petition has been filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, (in short 'BNSS, 2023') seeking quashing of FIR No.0364 dated 04.12.2023 registered under Section 379-B IPC at Police Station Division – B, Amritsar City, District Amritsar, and all other consequential proceedings arising therefrom in view of the compromise dated 05.12.2024.

2. The following order was passed on 04.02.2025:-

“Service is already complete.

Adjourned to 28.02.2025.

In the meantime, Parties are directed to appear before the learned trial Court/Illaq Magistrate within a period of one week or any other date convenient to the trial Court/Illaq Magistrate to get their statements

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recorded regarding the compromise and after recording their statements, learned trial Court/Illaqa Magistrate is directed to send report regarding the genuineness of the compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 28.02.2025.

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

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 466 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.0364 dated 04.12.2023 registered under Section 379-B IPC at Police Station Division – B, Amritsar City, District Amritsar, and all other consequential proceedings arising out of the same are quashed, qua the petitioner.

(HARPREET SINGH BRAR)
JUDGE

28.02.2025

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Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No