



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

300

CRM-M-63821-2024(O&M)

Date of Decision: 17.02.2025

KANCHAN BALA

....Petitioner

VERSUS

STATE OF PUNJAB AND ANOTHER

....Respondents

CORAM : HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Navraj Singh, Advocate for the petitioner.

Ms. Swati Batra, DAG, Punjab.

Mr. Jaswinder Singh, Advocate for

Mr. Parminder Singh, Advocate for respondent no.2

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No.22 dated 01.03.2022 under Sections 295-A of IPC registered at Police Station Kathgarh, District SBS Nagar, Punjab and all the subsequent proceedings arising therefrom, on the basis of compromise dated 01.12.2024 (Annexure P-2).

2 . This Court vide order dated 08.01.2025 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 Magistrate, Balachaur and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted copy of report dated 11.02.2025 to the effect that the compromise 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.22 dated 01.03.2022 under Sections 295-A of IPC registered at Police Station Kathgarh, District SBS Nagar, Punjab and all subsequent proceedings arising therefrom on the basis of compromise dated 01.12.2024 (Annexure P-2) is quashed qua the petitioner.

(MANISHA BATRA)
JUDGE

17.02.2025

Deepak Patwal

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