



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

303

CRM-M-65485-2024(O&M)

Date of Decision: 17.02.2025

SUKHWINDER SINGH AND ORS

....Petitioners

VERSUS

STATE OF PUNJAB AND ANR

....Respondents

CORAM : HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Ishmeet Singh, Advocate for the petitioners.

Ms. Swati Batra, DAG, Punjab.

Mr. Sherry K. Singla, 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 cross case registered vide DDR No.42 dated 12.03.2024 under Sections 326, 324, 323, 355, 506, 34 of IPC at Police Station Banur, District Patiala in case arising out of FIR No.08 dated 18.02.2024 under Sections 323, 325, 506, 148, 149 of IPC registered at Police Station Banur, District Patiala and all the subsequent proceedings arising therefrom, on the basis of compromise dated 15.10.2024 (Annexure P-3).

2. This Court vide order dated 07.01.2025 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 Judicial Magistrate 1st Class, SAS Nagar, Mohali and got their



statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted copy of report dated 14.02.2025 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 for quashing of cross case registered vide DDR No.42 dated 12.03.2024 under Sections 326, 324, 323, 355, 506, 34 of IPC at Police Station Banur, Patiala in case arising out of FIR No.08 dated 18.02.2024 under Sections 323, 325, 506, 148, 149 of IPC registered at Police Station Banur, District Patiala and all subsequent proceedings arising therefrom on the basis of compromise dated 15.10.2024 (Annexure P-3) are quashed qua the petitioners.

(MANISHA BATRA)
JUDGE

17.02.2025

Deepak Patwal

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