

2026.PHHC.064149



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-36110-2025

Date of decision: 27th April, 2026

Shivani Sharma and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. I.S. Dhaliwal, Advocate for the petitioners.

Mr. Durgesh Garg, Assistant Advocate General, Punjab.

Mr. Sanyam Khetarpal, Advocate for respondent No.2.

MANISHA BATRA, J (ORAL):-

The present petition has been filed under Section 528 of Bharatiya Nagrik Suraksha Sanhita, 2023 (for short-‘BNSS’) for quashing of FIR No. 52 dated 19.04.2024 registered under Sections 420 of IPC and 13 of Punjab Prevention of Human Smuggling Act, 2012 at Police Station Ghuman, District Batala and all the subsequent proceedings arising therefrom, on the basis of compromise dated 29.04.2025 (Annexure P-2).

2 . This Court vide order dated 11.02.2026 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.

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3. Pursuant to the aforesaid order, parties have appeared before the learned Judicial Magistrate Ist Class, Batala and got their statements recorded. On the basis of the statements so recorded, learned Judge has submitted report dated 08.04.2026 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 has 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. 52 dated 19.04.2024 registered under Sections 420 of IPC and 13 of Punjab Prevention of Human Smuggling Act, 2012 at Police Station Ghuman, District Batala and all the subsequent proceedings arising therefrom, on the basis of compromise dated 29.04.2025(Annexure P-2) are quashed qua the petitioners.

[MANISHA BATRA]
JUDGE

27th April, 2026

Parveen Sharma

1. Whether speaking/ reasoned
2. Whether reportable

: Yes / No
: Yes / No