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

CRM-M-53565-2025

Date of Decision: 12.01.2026

SUSHIL KUMAR AND OTHERS

..... Petitioners

Versus

STATE OF PUNJAB AND OTHERS

..... Respondents

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. Lalit Pardhan, Advocate
for the petitioners.

Mr. Gorav Kathuria, DAG Punjab.

Mr. Lajpat Rai Sharma, Advocate
for respondents No.2 and 3.

YASHVIR SINGH RATHOR, J. (Oral)

1. Prayer in this petition filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 is for quashing of General Diary No.39 dated 11.10.2024 (Annexure P-1) under Sections 115(2), 3(5) of BNS, 2023 arising out of FIR No.147 dated 06.09.2024 registered at Police Station City Fazilka, District Fazilka under Sections 115(2), 118(1), 190, 191(3) of BNS, 2023 (Section 118(2) of BNS, 2023 added later on) and all subsequent proceedings arising therefrom on the basis of compromise.

2. This Court vide order dated 22.09.2025 had directed the parties to appear before the Trial Court/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to send his/her report qua the genuineness of the compromise.

3. Pursuant to the aforesaid order, parties have appeared before learned Chief Judicial Magistrate, Fazilka and got their statements



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recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 14.11.2025 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 learned counsel for respondents No.2 and 3 have not disputed the factum of compromise between the parties.

5. In view of the above, no useful purpose would be served by continuing with the proceedings before the trial Court in the instant F.I.R. following the principles laid down by the Full Bench judgment of this Court in 2007 (3) RCR (Criminal) 1052 titled as '*Kulwinder Singh and others Versus State of Punjab and another*' and approved by the Hon'ble Supreme Court in (2012) 10 SCC 303 titled as '*Gian Singh Versus State of Punjab and others*'. Accordingly, the present petition is allowed and the General Diary No.39 dated 11.10.2024 (Annexure P-1) under Sections 115(2), 3(5) of BNS, 2023 arising out of FIR No.147 dated 06.09.2024 registered at Police Station City Fazilka, District Fazilka under Sections 115(2), 118(1), 190, 191(3) of BNS, 2023 (Section 118(2) of BNS, 2023 added later on) and all subsequent proceedings arising therefrom are hereby quashed on the basis of compromise arrived at between the parties.

(YASHVIR SINGH RATHOR)
JUDGE

12.01.2026

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Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No