



CRM-M-70549-2025 (O&amp;M)

1

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

271

CRM-M-70549-2025 (O&amp;M)

Date of decision:28.04.2026

**Parminder Singh**

...Petitioner

**VERSUS****State of Punjab and another**

...Respondents

**CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL**

Present: Mr. Abhimanyu Batra, Advocate for the petitioner.

Mr. Akash Yadav, AAG, Punjab.

Mr. Mithun, Advocate and

Mr. Bhavay, Advocate for respondent No.2.

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**Shalini Singh Nagpal, J. (Oral)**

Petitioner seeks quashing of FIR No.02 dated 21.01.2024, under Sections 376 and 506 IPC, Police Station Begowal, District Kapurthala, and all subsequent proceedings arising therefrom, on the basis of compromise dated 25.04.2025 said to be arrived at between the parties.

2. Complainant 'M', wife of Lakhwinder Singh, stated that she and her mother-in-law, Swaran Kaur, were residing alone in Village Bariyar, Kapurthala, while her husband was living in Italy. On 30.08.2022, when she was at home, her brother-in-law (*Jeth*), Parminder Singh, came to her house, threatened her and left. Thereafter, on 31.08.2022, her mother-in-law went somewhere in the village. At about 5:00 PM, when she was working in the kitchen, her brother-in-law came to her house and finding her alone, forcibly dragged her into the bedroom, committed rape and left. When her mother-in-law returned, she told the entire incident to her. She asked her to remain

silent and not to disclose the matter outside the house. Thereafter, she went to Police Station Begowal and lodged a report at about 8:00 PM, but no action was taken. After this, she took her children and went to her aunt’s village, Talwandi Kukan

3. On 24.12.2025, this Court directed the parties to appear before learned trial Court/Illaqa Magistrate for recording of their statements with regard to compromise.

4. In compliance of the aforesaid order, parties appeared before learned Additional Sessions Judge, Kapurthala, on 03.01.2026. Statement of Investigating officer- ASI Baljinder Singh, No.1510/Kpt., presently posted as In-charge PP Nadala, Police Station Subhanpur, District Kapurthala, was recorded on 28.01.2026. Learned Additional Sessions Judge, Kapurthala, has submitted his report recording satisfaction that all the parties have entered into a valid compromise without any influence or coercion. The relevant part of the report as under has been submitted:

|    |                                                                                                                       |                                                                                        |
|----|-----------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------|
| 1. | Number of accused arraigned in the FIR                                                                                | Only one accused Parminder Singh is arraigned in the FIR.                              |
| 2. | Number of accused who have appeared before the Trial Court and made statements.                                       | Accused Parminder Singh has appeared and made his statement with regard to compromise. |
| 3. | Whether during investigation, any additional accused has been has been added and he/she is a party to the compromise. | No accused has been added during investigation.                                        |



## CRM-M-70549-2025 (O&amp;M)

3

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|-----|-----------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 4.  | Whether any of the accused is an absconder/proclaimed person.                                                   | No accused is declared absconder/proclaimed person.                                                                                                                                                            |
| 5.  | Whether after the registration of the FIR any offence was added or deleted during investigation.                | No offence was added or deleted during investigation.                                                                                                                                                          |
| 6.  | Whether investigation, is pending against any of the accused or any accused has been declared as innocent       | No investigation is pending against any of the against any of the accused and no accused has been declared as innocent.                                                                                        |
| 7.  | Names of the complainant and injured/aggrieved                                                                  | Manpreet Kaur is only complainant/injured/aggrieved person.                                                                                                                                                    |
| 8.  | Whether all injured have appeared and their statements recorded.                                                | Complainant Manpreet Kaur has appeared and recorded her statement with regard to compromise.                                                                                                                   |
| 9.  | Whether Investigating Officer has appeared and whether his/her statement has been recorded.                     | Yes, Investigating Officer ASI Baljinder Singh has appeared and recorded his statement.                                                                                                                        |
| 10. | The stage at which the trial is pending                                                                         | Trial is pending for awaiting Hon'ble High Court order.                                                                                                                                                        |
| 11. | Satisfaction of the Trial Court that the compromise is genuine voluntarily and out of free will of the parties. | After recording the statements, it is found that the compromise is genuine and voluntary and the compromise is not the result of any fraud or misrepresentation and is the result of free will of the parties. |
| 12. | Whether any other criminal                                                                                      | No other criminal case or                                                                                                                                                                                      |

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|--|-----------------------------------------------------|---------------------------------------------|
|  | case or proceedings is pending against the accused. | proceedings is pending against the accused. |
|--|-----------------------------------------------------|---------------------------------------------|

5.           In '*Madhukar and others vs. The State of Maharashtra and another*', 2025 *LiveLaw* (SC)710, Hon'ble Supreme Court of India, recognizing that offence under 376 of the Indian Penal Code is of a grave and heinous nature, observed that the power of Court under Section 482 Cr.P.C. to secure the ends of justice is not constrained by a rigid formula and must be exercised with reference to the facts of each case. In that case, the complainant expressed desire not to pursue the case on the ground that she was now married, settled in personal life and continuing with the criminal proceedings would only disturb her peace and stability. Hon'ble Supreme Court observed that the parties had amicably resolved their differences and arrived at mutual understanding and continuation of trial would not serve any meaningful purpose, rather would only prolong distress for all concerned specially the complainant and burden the Court without the likelihood of productive outcome.
6.           Learned State counsel and learned counsel for respondents No.2 have not raised any dispute regarding the factum of compromise. Since the matter has been amicably resolved, continuation of the criminal proceedings would be an exercise in futility.
7.           In the present case as well, the parties have resolved their disputes amicably and should be saved from the agony of criminal trial. The

continuance of criminal trial would only add to the sufferings of the parties and would be an exercise in futility.

8. Following the principles of law laid down by Hon’ble Supreme Court in '*Madhukar and others vs. The State of Maharashtra and another*', *2025 LiveLaw (SC)710*, it is a fit case warranting exercise of discretion under Section 528 Bharatiya Nagrik Suraksha Sanhita, 2023.

9. Consequently, FIR No.02 dated 21.01.2024, under Sections 376 and 506 IPC, Police Station Begowal, District Kapurthala, and all consequential proceedings arising therefrom, are quashed qua the petitioner, on the basis of compromise dated 25.04.2025.

10. Pending applications, if any, stand disposed of.

(SHALINI SINGH NAGPAL)  
JUDGE

28.04.2026  
*Kapil*

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|------------------------------------|---------------|
| <i>Whether Speaking/Reasoned :</i> | <i>Yes/No</i> |
| <i>Whether Reportable :</i>        | <i>Yes/No</i> |