



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

**CRM-M-11621-2025
Date of decision: 13.05.2025**

SANDEEP KUMAR ALIAS SONU AND OTHERS

...PETITIONERS

V/S

STATE OF PUNJAB AND ANOTHER

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Ranjit Kumar Jaswal, Advocate
for the petitioners.

Mr. Rishabh Singla, AAG, Punjab.

Ms. Dilpreet Kaur, Advocate for
Mr. Maninder Singh, Advocate for respondent No.2.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.125 dated 24.07.2023 registered under Sections 452, 323, 506 and 34 of IPC (Section 201 of IPC added later on), at Police Station Sadar Khanna, District Khanna (Annexure P-1) including the order of charge dated 17.08.2024 (Annexure P-2) along with all subsequent proceedings arising therefrom on the basis of compromise dated 12/13.02.2025 (Annexure P-2).

2. The following order was passed on 01.03.2025 :-

“This petition has been filed for quashing of FIR No.125 dated 24.07.2023 registered under Sections 452, 323, 506 and 34 of IPC (Section 201 of IPC added later on), at Police Station Sadar Khanna, District Khanna along with all consequential proceedings arising therefrom, on the basis of compromise dated 12.02.2025 (Annexure P-3) arrived at between the parties.

Counsel for the petitioners has mentioned in memo of parties of the petition that the petitioners have not been declared as proclaimed persons.



Notice of motion.

Ms. Swati Batra, D.A.G., Punjab, accepts notice on behalf of respondent No.1-State and Mr. Maninder Singh, Advocate accepts notice on behalf of respondent No.2 and has filed his vakalatnama. The same is taken on record. He has admitted the factum of compromise effected between the parties.

The parties and Investigating Officer are directed to appear before the Illaqa Magistrate/trial Court on 05.03.2025 or any other future date as per its convenience or on request of the parties for getting their statements recorded with regard to the compromise. However, it is made clear that no further adjournment shall be granted to the parties for that purpose. The Illaqa/Duty Magistrate shall submit the report on or before the next date of hearing. The report be forwarded to this Court specifying the following:-

- 1. The number of accused arraigned in the FIR and how many have appeared before it and have made statements and whether any accused is absconding/proclaimed persons, in the case;*
- 2. the name of the complainant and injured/aggrieved and whether all of them have appeared and made their statements in support of the compromise;*
- 3. the stage of trial/proceedings pending;*
- 4. if the compromise is genuine, voluntary and out of free will of the parties.*
- 5. Whether any other criminal case pending against the accused.*

Report of Illaqa/Duty Magistrate be awaited for 05.04.2025.

The trial Court shall ensure that the complainant(s)/victim(s) is/are duly identified by the local counsel while recording his/her/their statement(s). Simultaneously photographs of the complainant(s)/victim(s) be also affixed on his/her/their statement(s) by the trial Court.

A copy of this order be given to the counsel for the parties under the signature of Bench Secretary of this Court.”



3. In compliance of the aforesaid order, a report has been received from the concerned jurisdictional Court that the compromise between the parties is genuine and arrived at without any pressure or coercion from anyone.

4. In view of the compromise and the ratio of law laid down by the Hon'ble Supreme Court in *Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 46*, and *Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63* and Full Bench of this Court in *Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (Crl.) 1052*, this petition is allowed and FIR No.125 dated 24.07.2023 registered under Sections 452, 323, 506 and 34 of IPC (Section 201 of IPC added later on), at Police Station Sadar Khanna, District Khanna (Annexure P-1) including the order of charge dated 17.08.2024 (Annexure P-2) and all consequential proceedings arising out of the same are quashed, qua the petitioners.

May 13, 2025
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(HARPREET SINGH BRAR)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |