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IN THE HIGH COURT OF PUNJAB AND HARYANA  
CHANDIGARH

CRM-M-19049-2025 (O&M)

Date of Decision: 27.05.2025

VIVEK GUPTA AND OTHERS

...Petitioners

V/S

STATE OF HARYANA AND OTHERS

...Respondents

**CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**

Present: Mr. Namit Khurana, Advocate  
for the petitioners.

Mr. Ramesh Kumar Ambavata, AAG Haryana.

Mr. Sandeep Sharma, Advocate  
for respondent Nos. 2 & 3.

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**HARPREET SINGH BRAR J. (Oral)**

1. This petition has been filed under Section 528 BNSS seeking quashing of FIR No.60 dated 25.03.2025 registered under Sections 109(1), 115 of BNS at Police Station Buria, District Yamuna Nagar, (Annexure P-1) on the basis of compromise dated 27.03.2025 (Annexure P-2) along with all subsequent proceedings arising therefrom.

2. The following order was passed on 30.04.2025:

*“In compliance of the order dated 07.04.2025, passed by this Court, status report by way of affidavit of Rajeev Miglani, Deputy Superintendent of Police, Yamuna Nagar-V (Jagadhri) along with the medical record of the injured Vishal have been filed in the Court today, which is taken on record.*

*Learned State counsel has referred to the status report and submits that prima facie offence under Section 109(1) of BNS, 2023, is not made out. The injuries suffered by the injured are simple in nature Whereas the injuries sustained by other injured namely Sachin are grievous in nature.*

*Learned counsel for the petitioners submits that once the prima facie offence under Section 109(1) of BNS, 2023 (erstwhile Section 307 IPC) is not made out, there is no embargo in quashing*

*of the impugned FIR, in terms of the judgment passed by the Hon'ble Supreme Court in "**State of Madhya Pradesh vs Laxmi Narayan and others**", 2019(5) SCC 688.*

*Adjourned to 27.05.2025.*

*In the meanwhile, the parties are directed to appear before the learned trial Court/Illaq Magistrate within two weeks from today or any other date convenient to the trial Court/Illaq Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 27.05.2025.*

*A copy of the order be sent to learned trial Court/Illaq Magistrate through fax for compliance.*

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 466** 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.60 dated 25.03.2025 registered under Sections 109(1), 115 of BNS at Police Station Buria, District Yamuna Nagar, (Annexure P-1) on the basis of compromise dated 27.03.2025 (Annexure P-2) along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

**(HARPREET SINGH BRAR)**  
**JUDGE**

27.05.2025/shruti

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>