

278(2) IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

CRM-M-18391-2025 (O&M)

Date of Decision: 05.05.2025

RANJIT SINGH AND OTHERS

...Petitioners

V/S

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Harmilonjot, Advocate for
Mr. Sandeep Sharma, Advocate for the petitioners.

Mr. Rishabh Singla, AAG Punjab.

Mr. Manoj R. Sharma, Advocate
for respondent No. 2.

HARPREET SINGH BRAR J. (Oral)

1. Instant petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita seeking quashing of General Diary No. 13 dated 08.09.2024 registered under Sections 118(1), 115(2), 191(3) and 190 of Bhartiya Nagrik Suraksha Sanhita, 2023 at Police Station Bhaini Mian Khan, District Gurdaspur (Annexure P-2) in FIR No. 47 dated 16.08.2024 registered under Sections 118(1), 115(2), 191(3) and 190 of Bhartiya Nagrik Suraksha Sanhita, 2023 at Police Station Bhaini Mian Khan, District Gurdaspur and all subsequent proceedings arising out of the same, on the basis of compromise dated 17.03.2025 (Annexure P-3).

2. The following order was passed on 05.04.2025:

“Instant petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita seeking quashing of General Diary No. 13 dated 08.09.2024 registered under Sections 118(1), 115(2), 191(3) and 190 of Bhartiya Nagrik Suraksha Sanhita, 2023 at Police Station Bhaini Mian Khan, District Gurdaspur (Annexure P-2) in FIR No. 47 dated 16.08.2024 registered under Sections 118(1), 115(2), 191(3) and 190 of Bhartiya Nagrik Suraksha Sanhita, 2023 at Police Station Bhaini Mian Khan, District Gurdaspur and all subsequent proceedings arising out of the same,



on the basis of compromise dated 17.03.2025 (Annexure P-3).

Notice of motion.

Mr. Nitesh Sharma, DAG Punjab, who is present in the Court, accepts notice on behalf of respondent No. 1-State and Mr. Manoj R. Sharma, Advocate has put in appearance on behalf of respondent No. 2 and filed power of attorney. Same is taken on record. Learned counsel for respondent No. 2 admits the factum of compromise.

Service is complete.

Adjourned to 05.05.2025.

In the meantime, parties are directed to appear before the learned trial Court/Illaq Magistrate within a period of two weeks or any other date convenient to the trial Court/Illaq Magistrate to get their statements recorded regarding the compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of the compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed i.e. 05.05.2025.

A copy of this 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 General Diary No. 13 dated 08.09.2024 registered under Sections 118(1), 115(2), 191(3) and 190 of Bhartiya Nagrik Suraksha



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Sanhita, 2023 at Police Station Bhaini Mian Khan, District Gurdaspur (Annexure P-2) in FIR No. 47 dated 16.08.2024 registered under Sections 118(1), 115(2), 191(3) and 190 of Bhartiya Nagrik Suraksha Sanhita, 2023 at Police Station Bhaini Mian Khan, District Gurdaspur along with all subsequent proceedings arising therefrom are quashed, qua the petitioners.

05.05.2025
Ajay Goswami

(HARPREET SINGH BRAR)
JUDGE

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