

2025:PHHC:081722



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

327

CRM-M-22475-2025

Date of decision: July 09, 2025

VIKASH KUMAR

...Petitioner

Versus

STATE OF HARYANA AND ANOTHER

...Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Parvinder Moar, Advocate
for the petitioner.

Mr. Karan Sharma, DAG, Haryana.

Mr. Ajay Singh Kalsan, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. Prayer in the instant petition filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 is for quashing of FIR No.0191 dated 07.11.2024 under Sections 308(2) of the BNS, 2023 registered at Police Station Cyber Crime, District Panipat, along with all consequential proceedings arising therefrom on the basis of compromise dated 28.02.2025 (Annexure P-2).

2. Vide order dated 29.04.2025 of this Court, the parties were directed to appear before the learned trial Court/Illaq Magistrate on 28.05.2025 to get their statements recorded regarding the compromise arrived at, between them.

3. Report has since been received from learned Judicial Magistrate Ist Class, Panipat, in pursuance of the directions of this Court, wherein the factum of the compromise arrived at between the parties stands verified and confirmed. As per the report, compromise has indeed been effected



between the parties and the same is without any pressure or coercion and out of their free will, and the complainant has also made statement to the effect that he would have no objection if the FIR qua the accused-petitioner is quashed.

4. The trial Court has annexed the statements of the parties in original, along with its report.

5. Learned State counsel has filed reply by way of affidavit of the Deputy Superintendent of Police (HQ), Panipat on behalf of the respondent-State in the Registry of this Court, which is taken on record subject to all just exceptions. Learned State counsel too submits that there are no other accused other than the petitioner and respondent No.2 is the only aggrieved person in the FIR in question.

6. In view of the report of the learned trial Court, and the principles laid down by the Hon'ble Apex Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303*, and also by the Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052*, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

7. Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

July 09, 2025

Jaspreet Kaur

(MANJARI NEHRU KAUL)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No