



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

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**CRM-M No.58187 of 2024
Date of decision: 13.01.2025**

DARSHDEEP SINGH

.... Petitioner

Versus

STATE OF PUNJAB AND ANOTHER

.... Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. A.S. Saini, Advocate for
Ms. Gurpreet Kaur, Advocate for the petitioner.

Ms. Himani Arora, A.A.G, Punjab.

Mr. Jagpal Singh, Advocate for respondent No.2.

MANISHA BATRA, J. (oral)

1. The present petition has been filed under Section 528 Bharatiya Nagarik Suraksha Sanhita, 2023 (for short-'BNSS') for quashing of FIR No.144 dated 16.10.2024 registered under Sections 115(2) and 117(2) of Bharatiya Nyaya Sanhita, 2023 (for short-'BNS'), at Police Station Baibowal, District Police Commissionerate along with all consequential proceedings arising therefrom, on the basis of compromise (Annexure P-2) arrived at between the parties.

2. This Court vide order dated 22.11.2024 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

3. Pursuant to the aforesaid order, parties have appeared before the learned Judicial Magistrate Ist Class, Ludhiana and got their statements



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recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 12.12.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

4. Learned State counsel as well as counsel for respondent No.2 have not disputed the factum of compromise between the parties.

5. In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

6. Following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and FIR No.144 dated 16.10.2024 registered under Sections 115(2) and 117(2) of Bharatiya Nyaya Sanhita, 2023 (for short- 'BNS'), at Police Station Baibowal, District Police Commissionerate and all subsequent proceedings arising therefrom on the basis of compromise (Annexure P-2) are quashed qua the petitioner.

13.01.2025
Jyoti-IV

(MANISHA BATRA)
JUDGE

Whether speaking/reasoned: Yes/No.
Whether reportable : Yes/No