



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

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**CRM-M No.58918 of 2024
Date of decision: 27.02.2025**

CHAND KUMAR AND OTHERS

.... Petitioners

Versus**STATE OF PUNJAB AND ANOTHER**

.... Respondents

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Arpan Sabharwal, Advocate for the petitioners.

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

Mr. Rahul Jaswal, Advocate for respondent No.2.

MANISHA BATRA, J. (oral)

1. The present petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short-'BNSS') for quashing of FIR No.152 dated 09.11.2024 registered under Sections 309(4) and 61(2) of Bharatiya Nyaya Sanhita, 2023 (for short-'BNS'), at Police Station Adampur, District Jalandhar Rural and all the subsequent proceedings arising therefrom, on the basis of compromise dated 11.11.2024 (Annexure P-2).

2. This Court vide order dated 17.01.2025 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 Civil Judge-cum-Judicial Magistrate, First Class, Jalandhar and got their statements recorded. On the basis of the statements so recorded, learned



Judge has submitted report dated 19.02.2025 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence. It is also submitted therein that statement of petitioner No.3 has been recorded through his mother/natural guardian.

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.152 dated 09.11.2024 registered under Sections 309(4) and 61(2) of Bharatiya Nyaya Sanhita, 2023 (for short- 'BNS'), at Police Station Adampur, District Jalandhar Rural and all subsequent proceedings arising therefrom on the basis of compromise dated 11.11.2024 (Annexure P-2) are quashed qua the petitioners.

27.02.2025
Jyoti-IV

(MANISHA BATRA)
JUDGE

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