



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

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CRM-M-780-2025

Date of decision : 18.03.2025

Gurpreet Singh @ Gopi

....Petitioner

V/S

State of Punjab and others

....Respondents

**CORAM : HON'BLE MR. JUSTICE NAMIT KUMAR**

Present: Ms. Pratula Sethi, Advocate for  
Ms. Swati Verma, Advocate for the petitioner.

Mr. Yuvraj Singh Tiwana, A.A.G., Punjab.

None for respondents No.2 & 3.

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**NAMIT KUMAR, J. (ORAL)**

1. The petitioner has filed the instant petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.63 dated 06.09.2024 registered under Sections 137(2) & 87 of Bharatiya Nyaya Sanhita, 2023 at Police Station Sekhwan, Police District Batala, District Gurdaspur (Annexure P-1) and all other subsequent proceedings arising thereof on the basis of compromise dated 05.01.2025 (Annexure P-2) arrived at between the parties.

2. While issuing notice of motion on 13.01.2025, the parties were directed to appear before the Illaqa Magistrate/Trial Court for recording their statements qua compromise on 18.02.2025.

3. In pursuance to the order dated 13.01.2025 passed by this Court, report dated 19.02.2025 from the Judicial Magistrate First Class,



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Batala through learned District and Sessions Judge, Gurdaspur has been received in the Registry which is taken on record. In the said report, it has been stated as under :-

*“This is in reference to the matter cited in the subject wherein the Hon'ble Punjab & Haryana High Court, vide order dated 13.01.2025 in CRM-M-780-2025 has directed the parties to get their statements of compromise recorded before the Illaqa Magistrate/Trial Court on 18.02.2025. It is humbly submitted that the notice was issued to the parties as per the directions of the Hon'ble Punjab and Haryana High Court passed in order dated 13.01.2025 to appear before the court of undersigned being Illaqa Magistrate on 18.02.2025 to get their statements recorded. It is humbly submitted that the notice issued to petitioner/accused Gurpreet Singh @ Gopi, received back with the report that he has been duly notified through a telephonic call. However, he failed to turn up before the court to get his statement recorded despite the case called various times, since morning on 18.02.2025. Further, the complainant/respondent No.2 namely Aman W/o Karnail Masih R/o village Razada Tehsil Batala, District Gurdaspur (Aadhar Card No.5450 0375 8697) has appeared in the Court of undersigned being Illaqa Magistrate on 18.02.2025 and suffered statement that **no compromise has been effected between her, her daughter/respondent No.3 namely Simrandeep and the accused/petitioner No.1 Gurpreet Singh @ Gopi. Therefore, she does not wish the present FIR to be quashed.** Further, victim/respondent No.3 Simrandeep D/o Karnail Mash also failed to turn up before the court despite having been duly served through notice. Therefore, her statement could not be recorded.*



*However, the statement of IO/ASI Varindrjit Singh No.3123/Btl has been recorded as per the orders of the Hon'ble High Court.*

*After recording of statements of complainant/respondent No.2 and IO, point wise requisite report is prepared as under:-*

1. *As per the statement of IO, there is only one person arraigned as accused namely Gurpreet Singh @ Gopi S/o Dalbir Singh R/o village Razada, Tehsil Batala District Gurdaspur. Adhaar Card No. 7054 2903 3345) in the present FIR.*

2. *As per the statement IO, the accused/petitioner namely Gurpreet Singh @ Gopi has not been declared proclaimed offender in the present case.*

3. ***As per the statement complainant/respondent No.2, the compromise has not been effected between her, her daughter/respondent No.3 and the accused/petitioner Gurpreet Singh @ Gopi.***

4. *As per the statement of IO, there are two other cases i.e., (1) FIR No. 76 dated 23.08.2023 under Sections 323, 324, 148, 149 IPC P.S Sekhwan and (2) FIR no. 18 dated 27.03.2024 under Sections 379-B of IPC, 25-27 of Arms Act P.\$ Sekhwan, pending against the accused Gurpreet Singh @ Gopi.*

5. *As per the statement of IO, there are two victim/aggrieved namely respondent No. 2/Aman W/o Karnail Masih R/o village Razada Tehsil Batala, District Gurdaspur. (Aadhar Card No. 5450 0375 8697) and respondent No.3/Simrandeep D/o Karnail Masih R/o village Razada Tehsil Batala, District Gurdaspur in the present case out of which the respondent No.2 namely Aman is the complainant in the present case.*

*Submitted please.”*

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4. Faced with the report of the Trial Court particularly the fact that complainant/respondent No.2 has made a statement before the Trial Court that no compromise has been effected between the parties, learned counsel for the petitioner wishes to withdraw the present petition.

5. Dismissed as withdrawn.

**18.03.2025***kothiyal***(NAMIT KUMAR)  
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No