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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH296CRM-M-59445-2024
Date of decision : 17.03.2025

Salim Uddin

..... Petitioner

VERSUS

State of Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE H.S. GREWAL

Present: Mr. R. P. S. Jammu, Advocate, for the petitioner.

Mr. A. P. Singla, AAG, Haryana.

Mr. Simranjot Singh, Advocate, for
Mr. Santosh Kumar Yadav, Advocate, for the respondent No.2.

H.S. GREWAL, 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.302 dated 14.09.2024 under Sections 406 and 420 of IPC registered at Police Station Kalanwali, District Sirsa and all consequential proceedings arising therefrom on the basis of compromise dated 20.11.2024 (Annexure P-2).

2. This Court vide order dated 28.11.2024 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 Sub Divisional Judicial Magistrate, Dabwali, and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted copy of report dated 21.12.2024 to the effect that

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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 principle 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 Curt in **Gian Singh Versus State of Punjab and others (2012) 10 SCC 303**, this petition is allowed and FIR No.302 dated 14.09.2024 under Sections 406 and 420 of IPC registered at Police Station Kalanwali, District Sirsa and all consequential proceedings arising therefrom on the basis of compromise dated 20.11.2024 (Annexure P-2) are quashed qua the petitioner.

(H.S. GREWAL)
JUDGE

17.03.2025**anil**

Whether speaking / reasoned Yes/No
Whether Reportable Yes/No