



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

299

CRM-M-437-2025(O&M)

Date of Decision: 20.02.2025

ROHIT GILL ALIAS ROHIT MASHI

...Petitioner

VERSUS

STATE OF PUNJAB AND ANR

...Respondents

CORAM : HON'BLE MRS. JUSTICE MANISHA BATRA

Present: Mr. Raghav Chadha, Advocate for the petitioner.

Ms. Himani Arora, AAG, Punjab.

Ms. Sonia Monga, Advocate for respondent no.2.

MANISHA BATRA, J. (Oral)

The present petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No.125 dated 23.11.2012 under Section 420 of IPC registered at Police Station Dera Baba Nanak, District Gurdaspur and all the subsequent proceedings arising therefrom, on the basis of compromise dated 14.10.2024 (Annexure P-5).

2. This Court vide order dated 13.01.2025 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 Additional Civil Judge (Sr. Divn.)-cum-Sub Divisional Judicial Magistrate, Batala and got their statements recorded. On the basis of the



statements so recorded, learned Magistrate has submitted report dated 27.01.2025 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.125 dated 23.11.2012 under Section 420 of IPC registered at Police Station Dera Baba Nanak, District Gurdaspur and all subsequent proceedings arising therefrom on the basis of compromise dated 14.10.2024 (Annexure P-5) are quashed qua the petitioner.

20.02.2025

Deepak Patwal

(MANISHA BATRA)
JUDGE

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