



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

**CRM-M-37861-2025
Date of decision: 26.09.2025**

ASHISH BADHAN AND ANOTHER

...PETITIONERS

V/S

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA

Present: Mr. Harmanpreet Singh, Advocate
for the petitioners.

Mr. Sandeep Kumar, DAG, Punjab.

Mr. Jatin Bansal, Advocate for
Mr. Rahul Rana, Advocate
for respondent Nos.2 to 4.

SUBHAS MEHLA, J. (ORAL)

1. Prayer in this petition is for quashing of FIR No.105 dated 03.08.2023 under Sections 323, 341, 34, 365, 511, 120-B of Indian Penal Code, 1860 registered at Police Station Division 2, Pathankot and all subsequent proceedings arising therefrom on the basis of compromise dated 06.07.2025 (Annexure P-1) arrived at between the parties.
2. The above stated FIR was registered on the statement of the complainant/respondent No.2-Surinder Mahajan.
3. On notice of motion, respondent No.2-complainant as well as respondent Nos.3 and 4 appeared in the Court through their counsel and pleaded that they have no objection if the FIR in this case is quashed on the basis of the aforesaid compromise, which has been effected between the parties.



4. During the course of preliminary hearing, the trial Court/Illaq Magistrate was directed to record statements of all the concerned parties with regard to genuineness and validity or otherwise of the aforesaid compromise.

5. In compliance thereof, report from the Court of learned Judicial Magistrate Ist Class, Pathankot along with statements of the parties has been received, in which, it is mentioned that the compromise is genuine and there was no undue influence or coercion from any side.

6. This Court has heard learned counsel for the parties.

7. Learned counsel for the petitioner(s) and for respondent Nos.2 to 4 are *ad idem* that in view of the settlement effected between the parties, the present petition deserves to be accepted. It has also come on record that the aforesaid compromise is genuine and the parties effected the same without any undue influence or coercion.

8. In view of above, nothing remains to be adjudicated further in the present case. Thus, continuation of the criminal proceedings between the parties would be a futile exercise and sheer wastage of time of the Court and thus, amounts to abuse of process of law.

9. For the reasons afore-stated and having regard to the law laid down by Hon'ble Apex Court in ***Gian Singh v. State of Punjab and another, 2012 (4) RCR (Criminal) 543*** and Five Judges Bench of this Court in ***Kulwinder Singh and others v. State of Punjab and another, 2007(3) RCR (Criminal) 1052***, this petition is allowed and FIR No.105 dated 03.08.2023 under Sections 323, 341, 34, 365, 511, 120-B of Indian Penal Code, 1860 registered at Police Station Division 2, Pathankot and all the subsequent proceedings are hereby quashed qua the petitioners, subject to payment of Rs.10,000/- as cost, to be deposited with Punjab State Legal Services



Authority-Disaster Relief Fund, Account No.44426937384, IFSC Code-SBIN0014656, State Bank of India, Sector-68, SAS Nagar (Punjab).

10. Receipt regarding deposit of aforesaid cost be produced before the Court concerned. It is made clear that if cost is not deposited within a period of one month i.e. upto 26.10.2025, present petition shall be deemed to be dismissed.

September 26, 2025
manisha

(SUBHAS MEHLA)
JUDGE

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| (i) | Whether speaking/reasoned | Yes/No |
| (ii) | Whether reportable | Yes/No |