



**In the High Court for the States of Punjab and Haryana
At Chandigarh**

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CRM-M-42213-2025 (O&M)
Date of Decision:-15.09.2025

Sher Singh and others

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Present:- Mr. Kamal Narula, Advocate for the petitioners.

Mr. Kunwarbir Singh, Assistant A.G., Punjab.

Mr. Munish Gulati, Advocate for respondent No.2.

SHALINI SINGH NAGPAL, J.(Oral)

1. In the petition under Section 528, Bharatiya Nagarik Suraksha Sanhita (B.N.S.S.) 2023, the prayer is for quashing FIR No.28 dated 23.03.2025 registered under Sections 85 and 316(2) of Bharatiya Nyaya Sahita, 2023 (BNS) at Police Station Vairoke, District Fazilka, Punjab and all consequential proceedings arising therefrom, on the basis of compromise/settlement agreement dated 05.05.2025.

2. On 05.08.2025, this Court directed the parties to appear before learned trial Court/Illaq Magistrate for recording of their statements with regard to the compromise on 28.08.2025 or any other date convenient.

3. In compliance of the aforesaid order, parties appeared before learned Judicial Magistrate Ist Class, Jalalabad on 28.08.2025. Statement of



the Investigating Officer, ASI Savar Singh was recorded on 01.09.2025. Learned Judicial Magistrate Ist Class, Jalalabad has submitted his report recording satisfaction that all the parties have entered into a valid compromise without any influence or coercion. Point-wise report as under has been submitted:

- (i) Except accused Sher Singh, Dalip Singh and Jamna Bai, no other person has been arrayed as accused in this case.
- (ii) Accused have not been declared as proclaimed offender till date.
- (iii) From the statements of the parties, the compromise between the parties seems to be valid, genuine, voluntary and without any pressure, coercion or undue influence.
- (iv) Accused are not involved in any other FIR.
- (v) As per statement of Investigating Officer except Navdeep Kaur, there is no other injured/aggrieved in this case.

4. Learned Assistant A.G. for the State of Punjab and counsel for respondent No.2 have not raised any dispute regarding the factum of compromise. The dispute has its genesis in a matrimonial discord. Since the matter has been amicably resolved, continuation of the criminal proceedings would be an exercise in futility.

5. Following principles of law laid down by the Full Bench Judgment of this Court in **“Kulwinder Singh and others Vs. State of Punjab and another” 2007(3) RCR (Criminal) 1052** and Hon’ble Supreme Court in **“Gian Singh Versus State of Punjab and others” (2012) 10 SCC 303**, the petition is allowed.

6. FIR No.28 dated 23.03.2025 registered under Sections 85 and 316(2) of Bharatiya Nyaya Sahita, 2023 (BNS) at Police Station Vairoke,



CRM-M-42213-2025 (O&M)

(3)

District Fazilka, Punjab and all consequential proceedings arising therefrom,
are quashed qua the petitioners.

15.09.2025

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**(SHALINI SINGH NAGPAL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No