

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

CRM-M-12662-2015

Date of Decision: August 11, 2015.

JASWINDER SINGH & ORS.

.....PETITIONER

VERSUS

STATE OF PUNJAB & ANOTHER

.....RESPONDENT

CORAM:- HON'BLE MR. JUSTICE M.M.S.BEDI

Present: Mr.Puneet Sharma,Advocate
for the petitioners

Mr.Jashan Preet Singh,AAG, Punjab

Mr.Rishma Verma, Advocate
for respondent No.2

M.M.S.BEDI, J.(Oral)

The petitioners seeks quashing of FIR No.72 dated 07.05.2012 under Section 307/326/342/323/324/34 of PIC and 25/27 of Arms Act, registered at Police Station Maqsudan, Jalandhar, on the basis of compromise.

It is pertinent to observe here that the challan was presented and offence under Section 307 was deleted. Allegations in the FIR are that Baljinder Singh-complainant, his brother Rajinder Singh and Munim Jaspal Singh were assaulted by the petitioners along with others who formed an unlawful assembly and injuries were received by respondent No.2 only.

The parties were directed to appear before the Area Magistrate, Jalandhar to get their statements recorded. After recording the statements a report

has been sent that the matter has been compromised voluntarily. The complainant-injured has himself stated before the trial Court that since the matter has been compromised, he did not want to pursue his remedy against the petitioners.

In these circumstances, as per judgment of **Kulwinder Singh vs. State of Punjab and others 2007(3) RCR(Crl.)1052** the present FIR can be quashed on the basis of compromise. The instant petition is allowed and the aforesaid FIR along with all consequential proceedings arising therefrom, qua petitioners, are hereby quashed on the basis of compromise.

Since three years have been spent in investigating the case, by the investigating agency and trial Court, the proceedings are quashed subject to the petitioners depositing a total sum of Rs.30,000/-, out of which Rs.10,000/- will be deposited with the Punjab State Legal Service Authority, Chandigarh Rs.10,000/- will be deposited with the Punjab Police Welfare Fund, Sector 9, Chandigarh and another Rs.10,000/- in the shape of Bank Draft will be handed over to the complainant injured-respondent No.2 before the trial Court on the next date of hearing fixed before the trial Court.

August 11, 2015.
TSG

(M.M.S.BEDI)
JUDGE