

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

CRL. MISC. No.M-36520 OF 2014 (O&M)
DATE OF DECISION : 29th SEPTEMBER, 2015

Achchra Singh & others

.... Petitioners

Versus

State of Punjab & others

.... Respondents

CORAM : HON'BLE MRS. JUSTICE ANITA CHAUDHRY

* * * *

Present : Mr. Mahesh Gupta, Advocate for the petitioner.

Mr. Deep Singh, Assistant Advocate General, Punjab.

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ANITA CHAUDHRY, J. (ORAL)

Crl. Misc. No. 31037 of 2015

By filing this application learned counsel for the petitioners has sought withdrawal of CRM-M No.36520 of 2014, qua petitioner No.3-Lovpreet Singh to enable him to file separate petition on the same grounds.

For the reasons mentioned in the application the same is allowed and petition qua petitioner No.3-Lovpreet Singh stands dismissed as withdrawn, with liberty as aforesaid.

Reader to make necessary corrections in the memo of parties.

CRM-M No.36520 of 2014

The instant petition is for quashing of FIR No.40 dated 07.03.2011 registered under Sections 323/34/307 IPC read with Section 25 of the Arms Act at Police Station Dhuri, District Sangrur and the consequent proceedings arising out of the same, on the basis of written compromise (Annexure P-2) arrived at between the parties.

Report has been received from the trial Court after statements of the parties were recorded regarding the compromise. The trial Court has reported that the compromise is voluntary and without any pressure or coercion. The trial Court has also sent copy of the statements of parties.

Learned counsel for the State on instructions submits that petitioners are the only accused and respondents no.2 to 5 are the only aggrieved person in this FIR.

No useful purpose would be served to keep the FIR pending.

In view of the statements and report of the trial Court and the principles 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**, approved by Hon'ble Apex Court in **Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303**, the instant petition is allowed and the aforesaid FIR and all consequent proceedings conducted on the basis thereof are quashed qua petitioners namely Achchra Singh, Gurbachan Singh @ Malooka Singh and Manpreet Singh @ Mannu.

Needless to say that parties shall remain bound by the terms of compromise and their statements made in the Court below.

29th September, 2015
'raj'

(ANITA CHAUDHRY)
JUDGE