

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

**CRM-M-36914-2014
Decided on : 14.05.2015**

Rupinder Singh and others ... Petitioners

Versus

State of Punjab and others ... Respondents

CORAM : HON'BLE MS. JUSTICE NAVITA SINGH

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

Mr. B.S. Bhullar, AAG, Punjab
for respondent No.1.

Mr. B.S. Bhinder, Advocate
for respondents No.2 and 3.

NAVITA SINGH, J. (Oral)

This is a petition under Section 482 of the Code of Criminal Procedure, 1973, for quashing of FIR No. 192 dated 13.09.2014, under Sections 307, 148, 149 IPC read with Section 25/27/54/59 Arms Act registered at Police Station Dakha, District Ludhiana Rural on the basis of compromise, along with all subsequent proceedings arising therefrom.

It was observed in the last order that Illaqa Magistrate would record the statements of the parties as offence under Section 307 has not made out.

Needful stand made by Judicial Magistrate 1st Class, Ludhiana and report has been received from her. Licence of the weapon has been attached here.

Since, it was observed offence under Section 307 IPC has not been made out, the use of fire arm at all cannot be said to be illegal.

The Hon'ble Apex Court in authority *Dimpey Gujraj and others vs. Union Territory, Chandigarh and others 2013 (1) RCR (Criminal) 745*, has held that offence under Section 307 IPC is personal in nature and in order to prevail peace and amity, the offence can be allowed to be compounded.

So, in view of the above circumstances and in view of *Dimpy Gujraj's case (supra)* and in view of authority reported as, *Kulwinder Singh and others vs. State of Punjab and others 2007 (3) RCR (Criminal) 1052*, the above said FIR stands quashed. Further proceedings in pursuant to that FIR also stand quashed.

Disposed of.

May 14, 2015
Naveen

(NAVITA SINGH)
JUDGE