

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of decision : October 27, 2016

1. CRM No. M-23937 of 2016

Charanjit Singh @ Manti and others

...Petitioners...

versus

State of Punjab and another

...Respondents...

2. CRM No. M-23960 of 2016

Sandeep Singh and others

...Petitioners...

versus

State of Punjab and another

...Respondents...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Karanjit Singh, Advocate
for the petitioners (in CRM-M-23937-2016) and
for respondent No.2 (in CRM-M-23960-2016).

Mr. Vinay Kumar, Advocate
for the petitioners (in CRM-M-23960-2016) and
for respondent No.2 (in CRM-M-23937-2016).

Mr. R.P.S. Sidhu, AAG, Punjab
for respondent No.1-State.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

JASPAL SINGH, J.

This order shall dispose of aforesaid two petitions i.e CRM No.

M-23937 of 2016, captioned as “*Charanjit Singh @ Manti and others vs.*

State of Punjab and another” and CRM No. M-23960 of 2016, captioned as ***“Sandeep Singh and others vs. State of Punjab and another”***.

2. CRM No. M-23937 of 2016 has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.10 dated 14.01.2016, under Sections 336, 506, 427, 323, 148, 149 IPC and Sections 25, 27 of Arms Act, registered at Police Station A-Division, District Amritsar City and all the consequent proceedings on the basis of compromise (Annexure P-2).

3. CRM No. M-23960 of 2016 has been filed under Section 482 of the Code of Criminal Procedure for quashing of Cross Case DDR No.31 dated 15.01.2016, under Sections 295, 323, 341, 336, 148, 149 IPC and Sections 25, 27 of Arms Act, registered at Police Station A-Division, District Amritsar City recorded in FIR No.10 dated 14.01.2016, under Sections 336, 506, 427, 323, 148, 149 IPC and Sections 25, 27 of Arms Act registered at Police Station A-Division, District Amritsar City and all the subsequent proceedings arising therefrom, on the basis of compromise (Annexure P-3).

4. Reports of learned trial Court have been received, in which, it has been categorically observed that a compromise is genuine, voluntary and without any coercion or undue influence. Even otherwise, matter involved is personal in nature, which stood amicably settled.

5. So, in view of above circumstances and in view of the pronouncement captioned as ***“Kulwinder Singh & others vs. State of Punjab and others”***; ***2007 (3) RCR (Criminal) 1052***, I am of the considered opinion that continuation of criminal proceedings between the

parties would be an abuse of the process of law and the present compromise is for their benefit and will bring peace and harmony between them.

6. Consequently, both petitions are allowed and FIR No.10 dated 14.01.2016, under Sections 336, 506, 427, 323, 148, 149 IPC and Sections 25, 27 of Arms Act, registered at Police Station A-Division, District Amritsar City and Cross Case DDR No.31 dated 15.01.2016, under Sections 295, 323, 341, 336, 148, 149 IPC and Sections 25, 27 of Arms Act, registered at Police Station A-Division, District Amritsar City recorded in FIR No.10 dated 14.01.2016, under Sections 336, 506, 427, 323, 148, 149 IPC and Sections 25, 27 of Arms Act, registered at Police Station A-Division, District Amritsar City as well as all other consequential proceedings arising therefrom are quashed qua the petitioner(s).

October 27, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned

Yes/No

Whether Reportable

Yes/No