

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

**Criminal Misc. No. M-3892 of 2016  
Date of Decision:-06.04.2016**

Jagjit Singh and others

...Petitioners

Versus

State of Punjab and another

...Respondents

**CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA**

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

Present:- Mr. Sherry K. Singla, Advocate  
for the petitioners.

Mr. Sultan Singh Gill, DAG Punjab.

**HARI PAL VERMA J.(Oral)**

Prayer in the present petition is for quashing of FIR No.106 dated 6.7.2014 (Annexure P-1), under Sections 447, 511, 506, 34 IPC and under Section 25, 54 and 59 of the Arms Act, 1959, registered at Police Station Maur, District Bathinda along with all consequential proceedings arising therefrom on the basis of compromise (Annexure P-2).

Vide order dated 3.2.2016, this Court had directed the parties to appear before the Illaqa Magistrate/trial Court to get

their statements recorded and the learned Magistrate was directed to forward a report about the genuineness of the compromise to this Court.

In compliance of the order dated 3.2.2016, the parties have appeared before the learned Magistrate on 23.2.2016 for getting their statements recorded.

The report dated 5.3.2016 received from the learned Judicial Magistrate 1<sup>st</sup> Class, Talwandi Sabi, reveals that the compromise has been effected between the parties without any undue pressure.

The statement made by complainant Gurlal Singh before the JMJC, Talwandi Sabi, on 23.2.2016 reads as under :-

“Stated that matter has been compromised between me and accused Jagjit Singh son of Gurlal resident of Ghuman Kalan, Tehsil Maur, District Bathinda now at Piliyan Banga, Rajasthan Nachattar Singh son of Gurdev Singh, resident of Masurwala, P.S. Hanumangarh, Harbans Singh son of Nachattar Singh resident of Taran 3 J.M. Ganganagar, Rajasthan and Chatter Singh son of Roop Singh resident of Bhagwangarh, P.S. Suratgarh, Rajasthan voluntarily and without any pressure or coercion. No other case except the present FIR bearing No.106 dated 6.7.2014 under Sections 447, 511, 506, 34 IPC, Section 25/30/54/59 Arms Act, P.S. Maur is pending between us and we do not have any grudge with opposite party and want to live peacefully. The

present FIR may kindly be quashed..”

Learned State counsel does not dispute the aforesaid factual position, rather admits the factum of compromise effected between the parties.

Heard.

Since the parties have entered into a compromise and learned Magistrate has recorded their statements followed by his report, continuation of the trial arising out from the impugned FIR and consequential proceedings would be sheer abuse of the process of law since chances of conviction are bleak.

Keeping in view the factum of compromise effected between the parties and the law laid down by this Court in the case of **Kulwinder Singh and others vs. State of Punjab and another 2007(3) RCR (Crl.) 1052 (P & H)** and as approved by Hon'ble Supreme Court in **Gian Singh vs. State of Punjab and others, (2012)10 SCC 303**, this petition is allowed and FIR No.106 dated 6.7.2014 (Annexure P-1), under Sections 447, 511, 506, 34 IPC and under Section 25, 54 and 59 of the Arms Act, 1959, registered at Police Station Maur, District Bathinda and the consequential proceedings arising therefrom are hereby quashed qua petitioners on the basis of compromise.

April 06, 2016  
Vijay Asija

( **HARI PAL VERMA** )  
**JUDGE**