

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

**CRM NO. M-18154 OF 2016
DECIDED ON : 25.08.2017**

Jaswinder Singh @ Gogi and others

...Petitioners

versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present : Mr. Prateek Pandit, Advocate,
for the petitioners.

Ms. Monika Jalota, DAG, Punjab.

Mr. Amit Kohar, Advocate,
for respondents No.2 and 3.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioners are seeking quashing of FIR No. 210 dated 05.11.2011 under Sections 307/341/427/148/149 IPC and Section 25 of Arms Act (Section 307 IPC deleted later on), registered at Police Station City District Kapurthala, on the basis of compromise arrived at between the parties.

Learned counsel for the petitioners contends that incident is an outcome of a sudden quarrel between the residents of same locality, which has now been resolved. He further contends that although FIR was registered under Section 307 IPC and various sections under the Arms Act were mentioned in the FIR, but later on during the course of investigation, they were deleted.

Learned State counsel, on instructions from ASI Devinderpal, states that Section 307 IPC and sections under the Arms

Act were indeed deleted during the course of investigation.

A co-ordinate Bench of this Court by the order dated 24.05.2017 had directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements with regard to the veracity of compromise. The Chief Judicial Magistrate, Kapurthala, has sent her report dated 09.09.2016, wherein it is stated that in pursuance to the order of this Court, statements of the parties were recorded. As per the statements, compromise has been effected without any fear or undue influence.

The FIR is an outcome of a sudden quarrel between the residents of same locality, which has now been resolved with the intervention of respectables.

In view of the law laid down in "**Narinder Singh Vs. State of Punjab**" **2014 (6) SCC 466**, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and case registered vide FIR No.210 dated 05.11.2011 under Sections 307/341/427/148/149 IPC and Section 25 of Arms Act (Section 307 IPC deleted later on), registered at Police Station City District Kapurthala and all consequential proceedings arising therefrom, are hereby quashed qua the petitioners only.

(ANUPINDER SINGH GREWAL)
JUDGE

AUGUST 25, 2017
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Whether speaking/reasoned	:	Yes /	No
Whether reportable	:	Yes /	No