

In the High Court of Punjab & Haryana at Chandigarh.

Date of decision: 20.09.2017
CRM-M-27022 of 2017

Kushal Anand and others **Petitioners.**

vs.

State of Punjab and others **Respondents.**

(2) **CRM-M-26894 of 2017**

Manjit Singh and others **Petitioners.**

vs.

State of Punjab and others **Respondents.**

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr.Paras Talwar, Advocate
for the petitioners in CRM-M-27022 of 2017 and
for respondents No.2 to 4 in CRM-M-26894 of 2017.

Mr.Sarabjit Singh, Advocate
for the petitioners in CRM-M-26894 of 2017 and
for respondents No.2 and 3 in CRM-M-27022 of 2017.

Mr.Rana Harjaspreet Singh, AAG Punjab.

MAHABIR SINGH SINDHU,J.(ORAL)

This order shall dispose of two petitions bearing Nos. CRM-M-27022 of 2017 for quashing of FIR No. 112 dated 30.04.2017, under Sections 307/336/427/506/341/148/149 IPC (offence under Section 307 IPC has been deleted from the FIR) and 25/27/54/59 of the Arms Act registered at Police Station Chheharta,Amritsar and all other consequential proceedings arising therefrom, on the basis of compromise deed dated 18.07.2017 arrived at between the parties; and CRM-M-26894 of 2017 for

quashing of cross-case registered vide diary No.4 dated 01.05.2017 under Sections 307/336/148/149 IPC (offence under Section 307 IPC has been deleted from the cross case) and 25/27/54/59 of Arms Act recorded in abovesaid FIR, registered at Police Station Singh Chheharta, Amritsar and all other subsequent proceedings arising therefrom on the basis of compromise arrived between the parties.

Vide order dated 27.07.2017 passed by this Court, the parties were directed to appear before the trial Court/Illaqa Magistrate, for getting their statements recorded. In compliance thereof, statements of both the parties were record and learned Judicial Magistrate 1st Class, Amritsar, has submitted its report which *inter alia* reveals that compromise entered into between the parties is genuine, with their free will and consent.

It is also necessary to mention here that in para No.3 of the petition, it has been specifically asserted that offence under Section 307 IPC has been deleted from the FIR as well as cross-case during investigation and Section 336 IPC has been added.

In view of the above, chances of conviction are very bleak and thus pendency of the criminal proceedings will be a futile exercise.

In view of the above, the matter has been amicably settled between the parties and that is not only for the betterment of warring groups, but a semblance for the growth of society. Consequently, this Court is satisfied that it would be in the interest of justice to quash the abovementioned FIR as well as proceedings resulting therefrom.

Consequently, the both the petitions stand allowed. FIR No. 112 dated 30.04.2017, under Sections 307/336/427/506/341/148/149 IPC (offence under Section 307 IPC has been deleted from the FIR) and

25/27/54/59 of the Arms Act registered at Police Station Chheharta, Amritsar; and cross-case registered vide diary No.4 dated 01.05.2017 under Sections 307/336/148/149 IPC (offence under Section 307 IPC has been deleted from the cross case) and 25/27/54/59 of Arms Act recorded in abovesaid FIR, registered at Police Station Singh Chheharta, Amritsar and and all other subsequent proceedings arising therefrom on the basis of compromise arrived between the parties are hereby quashed.

**(MAHABIR SINGH SINDHU)
JUDGE**

20.09.2017
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No