IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-19278-2018
Date of decision: 16.10.2018

BALJIT SINGH @ GHUNGRI AND ORS. …. PETITIONERS

V/S

STATE OF PUNJAB AND ANR. ..RESPONDENT(S)

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Rajesh Kumar Girdhar, Advocate,
for the petitioners.

Ms. Simranjeet Kaur, A.A.G., Punjab.

Mr. Piyush Setia, Advocate,
for respondent No.2.

*****

GURVINDER SINGH GILL, J. (Oral)

The petitioners seek quashing of FIR No.51 dated 15.03.2018, registered under Sections 452, 336 and 148 read with Section 149 IPC and under Sections 25/27 of the Arms Act, at Police Station City Patti, District Tarn Taran (Annexure P-1) and all subsequent proceedings emanating therefrom on the ground that the matter has since been compromised amongst the parties.

Vide order dated 07.05.2018, the parties were directed to appear before the Illaqa Magistrate/Trial Court so as to get their statements recorded qua the factum of compromise.

Report of learned SDJM, Patti, has been received to the effect that the statements of the complainant-Kashmir Kaur and also of the petitioners-accused have been recorded to the effect that they have compromised the

SONIKA
2018.10.17 10:32
I attest to the accuracy and
authenticity of this document
Chandigarh

matter amongst themselves. The complainant has specifically deposed that she has no objection in case the FIR is quashed. It has specifically been opined by ld. SDJM, Patti that compromise has been arrived between the parties without any pressure.

In view of the aforesaid report and in the light of law laid down by Full Bench of this Court in ***2007 (3) RCR (Crl.) 1052 Kulwinder Singh and others versus State of Punjab,*** the present petition is allowed and FIR No.51 dated 15.03.2018, registered under Sections 452, 336 and 148 read with Section 149 IPC and under Sections 25/27 of the Arms Act, at Police Station City Patti, District Tarn Taran (Annexure P-1), and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

(GURVINDER SINGH GILL)
JUDGE

16.10.2018
sonika

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

SONIKA
2018.10.17 10:32
I attest to the accuracy and
authenticity of this document
Chandigarh