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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

SANJIV KUMAR SHARMA
10/11/2018 16:28
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CRM-M-38845-2017 (O/M)
Date of decision : 4.12.2018

Malkit Singh and others

..... Petitioner (s)

Versus

State of Punjab and another

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. A.P.S. Rehan, Advocate,
for petitioners.

Ms. Sunint Kaur, AAG Punjab.

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KULDIP SINGH, J. (ORAL)

Heard.

Petitioners seek quashing of FIR No. 27, dated 13.5.2015, registered under Sections 323, 341, 342, 365, 148, 149 IPC and under Section 25 of Arms Act, at Police Station Kahnuwan, District Gurdaspur. Case is stated to be pending trial.

On the asking of this Court, statement of complainant victim as well as accused was recorded by learned Judicial Magistrate 1st Class, Gurdaspur, who after recording statement of both parties has stated that parties have entered into compromise without any pressure and coercion. The offences are of beating and trying to abduct complainant. Regarding Arms Act, only allegations are that when accused was trying to force complainant into car, two pistols were lying in said car, but arms were never used. Therefore, Section 25 of Arms Act, appears to have been alleged to make it more serious offence, though arms were never used in crime. The injuries are simple in nature.

Considering that both parties have effected compromise, continuation of trial will lead to parties nowhere and will be of wastage of time. As such FIR in question alongwith consequential proceedings arising therefrom stand quashed. Petition is thus allowed.

(KULDIP SINGH)
JUDGE

4.12.2018
sjks

Whether speaking order : Yes / No

Whether reportable : Yes / No