

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

Sr. No.246

CRM-M-10462 of 2016

DECIDED ON: January 30, 2019

MANJINDER SINGH @ LALI AND OTHERS ..PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS ...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Vivek Salathia, Advocate, for the petitioners.
 Mr. Luvinder Sofat, AAG, Punjab.
 Mr. Sandeep Sharma, Advocate, for respondents No.2 & 3.

SUDHIR MITTAL, J. (ORAL)

The present petition has been filed for quashing of FIR No.222, dated 01.09.2015, registered under Sections 307, 34 IPC and Section 25 of Arms Act, 1959, at Police Station Sultanwind, District Amritsar (P-1) on the basis of compromise.

Pursuant to order dated 28.03.2016, statements of petitioners No.1 to 3 & 5 as also statements of respondents No.2 & 3 were recorded by learned Judicial Magistrate 1st Class, Amritsar and it was reported that the compromise arrived at between the said petitioners and respondents was genuine and has been effected without any pressure or coercion. It was also reported that petitioner No.4-Gurwinder Singh @ Mal S/o Sukhdev Singh did not appear to get his statement recorded as regards the compromise. Subsequently, learned counsel for the petitioners moved CRM-41895 of 2018 and prayed for permitting petitioner No.4 to get his statement recorded pursuant to the earlier order, before learned trial Court/Illaq Magistrate concerned. That application was allowed and the petitioner No.4 was directed to get his statement recorded accordingly. Pursuant to the order dated 05.12.2018, learned Judicial Magistrate 1st Class, Amritsar submitted

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his report wherein it has been submitted that petitioner No.4 did not appear to get his statement recorded. It is a no injury case and only an act of firing from pistol with an intention to kill has been attributed to petitioners No.2 to 4. The parties are residents of the same locality and as is apparent from the report of learned Judicial Magistrate 1st Class, Amritsar, they have amicably settled their rancour against each other and have decided to live with peace and tranquility.

In view of the above, the petition is allowed and FIR No.222, dated 01.09.2015, registered under Sections 307, 34 IPC and Section 25 of Arms Act, 1959, at Police Station Sultanwind, District Amrtisar (P-1) along with all consequential proceedings having arisen therefrom, is quashed qua the petitioners No.1 to 3 & 5 namely Manjinder Singh @ Lali, Joga Singh, Malkiat Singh @ Sona & Bhupinder Singh.

January 30, 2019

Ankur

(SUDHIR MITTAL)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No