

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-13035-2017 (O&M)

Date of Decision:- 15.1.2019

Nachhattar Singh @ Raju and others ... Petitioners

Versus

State of Punjab and others ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. N.S.Sodhi, Advocate, for the petitioners.

Ms. Ruchika Sabherwal, AAG, Punjab.

Mr. Manvir Singh, Advocate for
Ms. Harjot Kaur, Advocate, for respondents No.2 and 3.

GURVINDER SINGH GILL, J. (Oral)

The present petition has been filed for quashing of FIR No. 61, dated 7.5.2016, registered at Police Station Zira, District Ferozepur, under Sections 307, 323, 148 and 149 IPC and Section 25/27 of Arms Act and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 21.4.2017 the parties had been directed to appear before the Illaqa Magistrate/concerned Court so as to get the statements recorded.

Report of learned Sub Divisional Judicial Magistrate, Zira has been received to the effect that statement of complainant/injured-Sukhdeep Singh and Hardeep Singh and also of petitioners/accused Nachhattar Singh

@ Raju, Mohan Singh @ Mohna, Happy, Khushdeep Singh @ Kala and Harjeet Singh have been recorded to the effect that they have entered into a compromise with the intervention of respectables. The complainant/injured have specifically stated that they have no objection if the FIR in the present case is quashed. Learned Sub Divisional Judicial Magistrate, Zira opined that the compromise arrived between the parties is voluntary, with free consent and without any coercion and undue influence or fear.

In view of the aforesaid report and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the petition is allowed and FIR No. 61, dated 7.5.2016, registered at Police Station Zira, District Ferozepur, under Sections 307, 323, 148 and 149 IPC and 149 IPC and Section 25/27 of Arms Act and all the consequent proceedings arising therefrom are hereby quashed qua the petitioners.

January 15, 2019

mohan

**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No