

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

CRM-M-5489-2018 (O&M)

Date of Decision:- 29.1.2019

Ramandeep Singh

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Achin Gupta, Advocate, for the petitioner.

Ms. Ruchika Sabherwal, AAG, Punjab.

Mr. Abhinav Jain, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

The present petition has been filed for quashing of FIR No. 140, dated 4.7.2017, registered at Police Station Kotwali Bathinda, District Bathinda, under Sections 307/34 IPC and Section 25 of Arms Act and proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Learned counsel for the petitioner submits that the petitioner is not named in the FIR.

Vide order dated 9.10.2018 the parties had been directed to appear before the trial Court so as to get the statements recorded.

Report of learned Chief Judicial Magistrate, Bathinda, has been received to the effect that statement of complainant Mohd. Ashraf Khan and

also of petitioner/accused Ramandeep Singh have been recorded to the effect that they have entered into a compromise with the intervention of respectables. The complainant has specifically stated that he has no objection if the FIR in the present case is quashed. Learned Chief Judicial Magistrate, Bathinda opined that the compromise arrived between the parties is genuine, voluntary and out of their free will, without any pressure or undue influence and coercion in any manner.

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. 140, dated 4.7.2017, registered at Police Station Kotwali Bathinda, District Bathinda, under Sections 307/34 IPC and Section 25 of Arms Act and all the consequent proceedings arising therefrom are hereby quashed qua the petitioner.

January 29, 2019

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**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No