

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-39730-2021 in/and
CRM-M-5948-2021
Date of Decision: 26.11.2021

Bakhshish Singh and another

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Puneet Kumar Bansal, Advocate,
for the petitioners.

Mr. B.S. Sewak, Additional Advocate General, Punjab.

Mr. Manu Loona, Advocate,
for respondent No.2.

SUDIP AHLUWALIA J. (ORAL)

CRM-39730-2021:

Prayer in this application is for preponement of the date of
hearing in the main case.

For the reasons mentioned in the application, the main case is
taken up today itself, for consideration.

Application stands disposed off.

CRM-M-5948-2021:

In this petition, the petitioners, who are the accused persons in
FIR No.0197, dated 07.11.2020, under Sections 307, 323, 506 & 34 of the
Indian Penal Code and Sections 25 & 27 of the Arms Act, registered at

Police Station Mamdot, District Ferozepur (Annexure P-1), have prayed for quashing of F.I.R. with all subsequent proceedings, on the basis of compromise.

[2]. With the intervention of respectables and elderly people of the society, respondent No.2 has arrived at a settlement with the accused persons vide the Affidavit/Compromise (Annexure P-2), which is duly signed by both the parties. The matter was referred to the Court below for recording of statements of the parties and to report with respect to genuineness of the compromise arrived at between the parties. The Judicial Magistrate Ist Class, Ferozepur, vide report dated 09.03.2021, has apprised this Court that the compromise arrived at between both the parties is genuine and without any pressure.

[3]. Ld. Counsel appearing for respondent No.2 also does not dispute the factum of compromise.

[4]. In view of the report of the Judicial Magistrate Ist Class, Ferozepur, and in view of the decisions of the Hon'ble Supreme Court in **“Gian Singh Vs. State of Punjab and another”**, 2012(4) RCR (Criminal) 543 and **“Narinder Singh and Others Vs. State of Punjab and Another”**, (2014) 6 SCC 466, this Court is of the opinion that no useful purpose can be served by keeping with the criminal proceedings pending, since respondent No.2 has himself compromised the dispute with the petitioners/accused persons.

[5]. In the circumstances, the present petition is allowed. FIR No.0197, dated 07.11.2020, under Sections 307, 323, 506 & 34 of the Indian Penal Code and Sections 25 & 27 of the Arms Act, registered at Police Station Mamdot, District Ferozepur (Annexure P-1), with all

consequential proceedings arising therefrom, is hereby quashed qua the present petitioners.

26.11.2021
Apurva

**(SUDIP AHLUWALIA)
JUDGE**

- 1. Whether speaking/reasoned : Yes/No
- 2. Whether reportable : Yes/No