

In the High Court of Punjab and Haryana at Chandigarh

257

CRM-M-24766-2020 (O & M)
Date of Decision: January 08, 2021

GURPIAR SINGH @ LADDI AND ANOTHERPETITIONERS

VERSUS

STATE OF PUNJAB AND ANOTHERRESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Dinesh Maurya, Advocate for the petitioners.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Mandeep Singh Kaler, Advocate for respondent No.2.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioners are seeking quashing of FIR No. 116 dated 05.07.2020, under Sections 336 and 427 of the Indian Penal Code, 1860, besides Sections 25 and 27 of the Arms Act, 1959, registered at Police Station Kotwali Bathinda, District Bathinda, on the basis of compromise arrived at between the parties.

Learned counsel for the petitioners contends that the FIR is the outcome of misunderstanding between the parties. It is alleged that the petitioners had fired shots which broke the windowpanes of the car. However, no one was sitting in the car when the shots were allegedly fired. The matter has been compromised. He has referred to the copy of the compromise at Annexure P2.

This Court, by the order dated 07.12.2020 had directed the parties to appear before the trial Court to record the statements of the parties with

regard to genuineness of the compromise and send a report to this Court. The report of the Chief Judicial Magistrate, Bathinda, dated 23.12.2020 has been received, wherein it is stated that in pursuance to the order of this Court, the statements of the parties were recorded which indicates that the compromise is genuine and without any coercion or undue influence.

The FIR is outcome of some misunderstanding, which has now been resolved. It is a case of no injury. The matter has been compromised.

In view of the mandate of the Hon'ble Supreme Court in the case of *Narinder Singh and others Vs. State of Punjab and another, (2014) 6 SCC 466*, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No. 116 dated 05.07.2020, under Sections 336 and 427 of the Indian Penal Code, 1860, besides Sections 25 and 27 of the Arms Act, 1959, registered at Police Station Kotwali Bathinda, District Bathinda (Annexure P-1) and all subsequent proceedings arising therefrom, are hereby quashed qua the petitioner(s).

(ANUPINDER SINGH GREWAL)
JUDGE

January 08, 2021
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No