

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****CRM-M-35273-2020****Date of Decision: 11.02.2021**

Davinder Singh @ Gurwinder Singh @ Ginda & another ...Petitioners

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Ms. Manpreet Ghuman, Advocate, for
Mr. B.S.Bhalla, Advocate, for the petitioners.

Mr. Amit Mehta, Sr. DAG, Punjab.

Mr. S.P.Singh, Advocate, for the complainant.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking quashing of FIR No.142 dated 16.06.2020 registered at Police Station Lopoke, District Amritsar Rural, under Sections 379-B(2) IPC and Section 25 of the Arms Act and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 04.11.2020, the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.
3. Report of learned Judicial Magistrate 1st Class, Ajnala, has been received, wherein it has been reported that the statements of accused/petitioners Davinder Singh @ Gurwinder Singh @ Ginda and Jatinder Singh @ Lovely and also of complainant Balwinder

Kaur have been recorded to the effect that they have compromised the matter amongst themselves.

4. The complainant Balwinder Kaur in her statement has stated that she has no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate 1st Class, Ajnala has specifically opined that the parties have entered into compromise voluntarily without there being any pressure, coercion and undue influence.
6. In view of the aforesaid compromise 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 present petition is allowed and FIR No.142 dated 16.06.2020 registered at Police Station Lopoke, District Amritsar Rural, under Sections 379-B(2) IPC and Section 25 of the Arms Act and all subsequent proceedings emanating therefrom are hereby quashed qua petitioners.

11.02.2020
Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**