

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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CRM-M-37176-2020

Date of decision : 10.02.2021.

Jaspreet Singh @ Jassu @ Raman and others

... Petitioners

Versus

State of Punjab and others

.. Respondents

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Amaninder Singh Sekhon, Advocate for the petitioners.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Harsimranjeet Singh, Advocate for respondents No.2 & 3.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioners are seeking quashing of FIR No.163 dated 21.11.2017, under Sections 452, 323, 427, 149, 506 IPC and Sections 25/27/54/59 of the Arms Act, 1959, registered at Police Station City Kotkapura, district Faridkot on the basis of compromise by way of affidavits of respondents No.2 & 3 dated 13.03.2020 (Annexures P-2 & P-3 respectively).

Learned counsel for the petitioners contends that it is alleged in the FIR that the accused had come to the shop of the complainant and had demanded bills of the articles purchased one year ago. The complainant had asked them to make the payment of outstanding amount of ₹1,24,000/- and on his refusal, the accused had hit him. He further contends that various Sections of the Arms Act had been invoked as it was alleged that co-accused Bhola Singh was armed with a revolver but no shot was fired. Only simple injuries were stated to be caused in the incident. He also contends that the FIR is the

outcome of a misunderstanding between the parties which has now been resolved and the matter has been compromised. He has referred to the affidavits of respondents No.2 & 3 dated 13.03.2020 (Annexures P-2 & P-3 respectively).

Learned counsel for respondents No.2 & 3 states that the matter has indeed been compromised.

A Coordinate Bench of this Court vide order dated 11.11.2020 had directed the parties to appear before the Illaqa Magistrate/trial Court for recording their statements and send a report as to whether the compromise has been arrived at without any coercion or undue influence. The report of the Judicial Magistrate Ist Class, Faridkot dated 27.01.2021 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 compromise which has been effected is genuine, voluntary and without undue influence.

The FIR is the outcome of a misunderstanding between the parties. Only simple injuries were caused in the incident and the matter has been compromised. In view of the law laid down by the Supreme Court in the case of **Narinder Singh vs. State of Punjab 2014 (6) SCC 466**, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.163 dated 21.11.2017, under Sections 452, 323, 427, 149, 506 IPC and Sections 25/27/54/59 of the Arms Act, 1959, registered at Police Station City Kotkapura, district Faridkot and all consequential proceedings are hereby quashed qua the petitioners.

(ANUPINDER SINGH GREWAL)
JUDGE

February 10, 2021
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No