

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

236

CRM-M-38495-2020

Date of Decision: 02.03.2021

Gursimran Singh & others

...Petitioners

Versus

State of Punjab & another

...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. L.S.Sidhu, Advocate,
for the petitioners.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

Mr. Brahmeet Singh, Advocate,
for respondent No.2.

(proceedings conducted through video conferencing)

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking quashing of FIR No.268 dated 07.12.2018 registered against them at Police Station Sadar Ferozepur, District Ferozepur, under Sections 307/341/323/148/149 IPC and under Section 25 & 27 of the Arms Act as well as all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Learned counsel for the petitioners has submitted that although initially offence under Section 307 IPC as well as offences under Sections 25 & 27 of the Arms Act were also mentioned in the FIR,

but subsequently vide Rapat No.32 dated 04.02.2020, the said offences have been deleted. The learned State counsel has not disputed the said position regarding deletion of offences.

3. Since the petitioners asserted that a compromise has been effected amongst the parties, this Court vide order dated 24.11.2020 had directed the parties to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.
4. Report of learned Additional Chief Judicial Magistrate, Ferozepur, has been received, wherein it has been reported that the statements of accused/petitioners Gursimran Singh, Ranbir Singh, Akashdeep Singh, Jaskaran Singh, Jagdeep Singh and Jagpreet Singh and also of complainant/s Pardeep Singh (minor) and of his father Parwinder Singh have been recorded to the effect that they have compromised the matter amongst themselves.
5. The complainant/s Pardeep Singh (minor) and his father Parwinder Singh in their joint statement has stated that they have no objection in case the FIR in question is quashed.
6. The learned Additional Chief Judicial Magistrate, Ferozepur, has specifically opined that the parties have entered into compromise voluntarily without there being any pressure, coercion and undue influence.
7. 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.268 dated 07.12.2018 registered at

Police Station Sadar Ferozepur, District Ferozepur, under Sections 307/341/323/148/149 IPC and under Section 25 & 27 of the Arms Act as well as all subsequent proceedings emanating therefrom are hereby quashed qua petitioners.

02.03.2021
Vimal

(GURVINDER SINGH GILL)
JUDGE

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