

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-40922-2020 (O & M)
Date of Decision: February 17, 2021

NANNU @ RISHAV AND OTHERS

.....PETITIONERS

VERSUS

STATE OF PUNJAB AND OTHERS

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Sahil Khunger, Advocate for the petitioners.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Gaurav Rana, Advocate for
Mr. Manvinder Dalal, Advocate for respondents No.2 to 5.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioners are seeking quashing of FIR No.123 dated 03.10.2020, under Sections 307, 323, 324, 506, 148, 149 IPC (Sections 25, 54, 59 of the Arms Act added later on), registered at Police Station Division No.4, Ludhiana, District Ludhiana (Annexure P-1), on the basis of compromise dated 24.11.2020 (Annexure P-2) arrived at between the parties.

Learned counsel for parties argued that though FIR has been registered under Section 307 IPC, however, no party has suffered firearm injury. The firing was in the air. It is stated that in the incident, respondent No.4 suffered injury on his stomach which was allegedly caused with a blade by petitioner No. 4.

A Coordinate Bench by the order dated 14.12.2020 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 Judicial Magistrate Ist Class, Ludhiana, dated 01.02.2021 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 the compromise is genuine and without any coercion or undue influence.

There is no firearm injury and it was only alleged that the shot had been fired in the air. The injury is on the stomach of respondent No.4 and now 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.123 dated 03.10.2020, under Sections 307, 323, 324, 506, 148, 149 IPC (Sections 25, 54, 59 of the Arms Act added later on), registered at Police Station Division No.4, Ludhiana, District Ludhiana (Annexure P-1) and all subsequent proceedings arising therefrom, are hereby quashed qua the petitioner(s).

(ANUPINDER SINGH GREWAL)
JUDGE

February 17, 2021
A.Kaundal

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