

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

CRM-M-4209-2020
Date of Decision:-2.3.2022

RAWALDEEP SINGH @ RAWAL

... Petitioners

Versus

STATE OF PUNJAB AND ANOTHER

... Respondents

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Sultan Singh Gill, Advocate
for the petitioner.

Mr. A.K. Kaundal, DAG, Punjab.

Mr. Vikramjeet Singh, Advocate for
Mr. Rahul, Advocate for
for respondent No.2.

KARAMJIT SINGH, J. (Oral)

Present petition is for quashing of FIR No.336 dated 2.3.2019 registered under Sections 336, 506, 34 IPC and Sections 25 & 27 of Arms Act at Police Station Chherharta, Police Commissionerate Amritsar on the basis of compromise dated 16.5.2019 (Annexure P-2) along with other consequential proceedings arising thereto.

The above stated FIR was registered on the statement of the complainant/respondent No.2-Rahul Khosla, in which he alleged that on the

night intervening between 1st and 2nd March, 2019, someone knocked at the main gate of his house on which he came out of his room and switched on the light and then went upstairs and saw that petitioner and his companions were standing in front of his house and they were abusing him and in the meantime Anmolpreet Singh started firing in the air with his .315 bore rifle and then present petitioner fired in the air with his revolver and all of them threatened the complainant and then went away in Innova No.PB02-B-Y-6707.

On notice of motion, respondent No.2 appeared in the Court through his counsel and pleaded that he has no objection if the FIR in this case is quashed on the basis of the aforesaid compromise which has been effected between the parties.

During the course of preliminary hearing, the trial Court/Illaq Magistrate was directed to record the statements of all the concerned parties with regard to genuineness and validity or otherwise of the aforesaid compromise.

In compliance thereof, report from the Court of Judicial Magistrate Ist Class, Amritsar along with statements of the parties has been received, in which, it is mentioned that the compromise is genuine and there was no undue influence or coercion from any side.

I have heard learned counsel for the parties

Learned counsel for the parties are *ad idem* that in view of the settlement effected between the parties, the present petition deserves to be accepted. It has also come on record that the aforesaid compromise is

genuine and the parties effected the same without any undue influence or coercion.

I am of the view that the aforesaid compromise is in the welfare and interest of the parties and will enable the parties to live in peace and enjoy their life in a dignified manner. Also there is no legal impediment in translating their wishes into reality by putting an end to the criminal prosecution initiated on the basis of FIR in question.

For the reasons aforestated and having regard to the law laid down by Hon'ble Apex Court in **Gian Singh v. State of Punjab and another, 2012 (4) RCR (Criminal) 543** and Five Judges Bench of this Court in **Kulwinder Singh and others v. State of Punjab and another, 2007(3) RCR (Criminal) 1052**, this petition is allowed and FIR No.336 dated 2.3.2019 registered under Sections 336, 506, 34 IPC and Sections 25 & 27 of Arms Act at Police Station Chherharta, Police Commissionerate Amritsar on the basis of compromise dated 16.5.2019 (Annexure P-2) and all the subsequent proceedings thereof are hereby quashed qua the petitioner.

2.3.2022
Gaurav Sorot

(KARAMJIT SINGH)
JUDGE

Whether reasoned / speaking? Yes / No

Whether reportable? Yes / No