

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-42091-2019 (O/M)

Date of decision : 12.5.2022

Bhupen Sharma

..... Petitioner (s)

Versus

State of Haryana and another

..... Respondent (s)

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Manish Soni, Advocate
for petitioner.
Mr. Vinay Phogat, AAG Haryana.
Mr. Suresh Kumar Kaushik, Advocate for
Mr. Dharamvir Sharma, Advocate
for respondent No. 2.

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HARINDER SINGH SIDHU, J.

Quashing of FIR No. 508 dated 15.8.2019 registered under Sections 323, 506 IPC and under Section 27 of Arms Act at Police Station DLF Sector 29, District Gurugram and all other subsequent proceedings arising therefrom qua petitioner on the basis of compromise has been sought.

As per allegations in FIR, complainant was working in Mozo Club, City Centre Mall, Gurugram. The complainant was present in the club. Meanwhile, petitioner came there with his weapon. The complainant forbade the petitioner to take weapon inside. The petitioner went back. Thereafter, he returned, took out his licenced pistol and pointed it out on the chest of complainant.

It has been verified that the pistol was licenced pistol of petitioner. Even as per affidavit filed on behalf of State, no shot was fired from the pistol.

Vide order dated 17.12.2019, parties were directed to appear before trial Court/Duty Magistrate concerned for recording their statements and trial Court was to send its report regarding the genuineness of compromise.

Report dated 7.1.2020 of learned CJM, Gurgaon has been received wherein it is stated that in view of statement of complainant as well as accused persons, this Court is also satisfied that the matter has been voluntarily compromised between the accused persons and complainant. The parties to litigation have entered into compromise out of their free volition and same is without any pressure and coercion from any corner.

In view thereof, petition is allowed. FIR No. 508 dated 15.8.2019 registered under Sections 323, 506 IPC and under Section 27 of Arms Act at Police Station DLF Sector 29, District Gurugram and all other subsequent proceedings arising therefrom qua petitioner are quashed.

(HARINDER SINGH SIDHU)
JUDGE

12.5.2022

sjks

Whether reasoned order : Yes / No

Whether reportable : Yes / No