

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M-19434-2023

Date of decision: 03.10.2023

Nishan Singh and others

....Petitioners

V/s

State of Punjab and another

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present: Mr. Manan Khetarpal, Advocate, for the petitioners.

Mr. P.S. Pandher, AAG, Punjab.

Mr. Om Malhan, Advocate, for
Mr. Nakul Sharma, Advocate, for respondent No.2.

DEEPAK GUPTA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.40 dated 20.05.2019, registered at Police Station Lakho Ke Behram, District Ferozepur, under Sections 307, 341 of IPC, besides Sections 25 and 27 of the Arms Act, 1959 along with all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P.2).

This Court vide order dated 20.04.2023 had directed the parties to appear before the trial Court/Area Magistrate to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate Ist Class, Guruharsahai, and got their statements recorded. On the basis of the statements so recorded, learned

Magistrate has submitted report dated 10.08.2023 to the effect that the compromise has been effected between the parties.

Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R.

Following the principles laid down by the Full Bench judgment of this Court in *Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052* and approved by the Hon'ble Supreme Court in *Gian Singh Versus State of Punjab and others (2012) 10 SCC 303*, this petition is allowed and F.I.R. No.40 dated 20.05.2019, registered at Police Station Lakho Ke Behram, District Ferozepur, under Sections 307, 341 of IPC, besides Sections 25 and 27 of the Arms Act, 1959 along with all subsequent proceedings arising therefrom, on the basis of compromise (Annexure P.2), are quashed.

(DEEPAK GUPTA)
JUDGE

October 03, 2023
vcgarg

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