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IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-4241 of 2024

Amandeep Singh @ Booti and another

.....Petitioners

versus

State of Punjab and others

.....Respondents

Crl. Misc. No. M-3965 of 2024

Harpreet Singh and others

.....Petitioners

versus

State of Punjab and another

.....Respondents

Date of Decision: January 29, 2024

CORAM: HON'BLE MR.JUSTICE HARPREET SINGH BRAR

Present:- Ms. G.K. Mann, Sr. Advocate with
Mr. Gursharan Singh, Advocate
for the petitioners

Mr. Subhash Godara, Addl. A.G. Punjab

Mr. Gursewak Singh, Advocate
for respondents No. 2 and 3

Harpreet Singh Brar, J. (Oral)

- Both the petitions are being decided by the common judgment as the issue involved in both these petitions is common. However, the facts are borrowed from CRM-M-4241-2024.
- The present petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No. 0028 dated 23.03.2018 under Sections 307, 34 of Indian Penal Code and Sections 25, 27, 54, 59 of Arms Act, 1959 registered at

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Police Station Gharinda, District Amritsar Rural, Punjab (Annexure P-1) on the basis of compromise (Annexure P-3).

3. Learned counsel for the petitioners *inter alia* contends that the petitioners and respondents No. 2 and 3 have effected a compromise on 11.07.2018 (Annexure P-3) and he relies upon judgment passed by Hon'ble Supreme Court in ***Narinder Singh vs. State of Punjab, 2014(2) RCR(Criminal) 482*** to contend that even if the FIR is registered under Section 307 of the Indian Penal Code, the same can be quashed on the basis of compromise.

4. Per contra learned State counsel on instructions from ASI Tarsem Singh submits that the facts of the case are not such that by placing reliance upon judgment passed by Hon'ble Supreme Court in ***State of Madhya Pradesh vs. Laxmi Narayan, (2019) 5 SCC 688***, the FIR (supra) under Section 307 IPC can be quashed on the basis of compromise and the petitioners on the basis of compromise (Annexure P-3) had already approached this Court by filing CRM-M-39449-2018 and the following order was passed on 14.09.2021:-

*Learned counsel for the petitioners submits that keeping in view the law laid down by the Hon'ble Supreme Court of India in Crl. Appeal No.336 of 2019, **State of Madhya Pradesh vs. Dhruv Gurjar and another** as well as in Crl. Appeal No.860 of 2015, **State of M.P. vs. Manish and others**, he does not press the present petition, at this stage, and the same may be disposed of as such.*

Ordered accordingly

5. In view of the facts and circumstances of the case and the fact that the petitioners had already approached this Court, they can not re-agitate the same cause of action by filing the present petition. No ground for interference is

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made out.

6. Both the petitions are dismissed.

(HARPREET SINGH BRAR)
JUDGE

January 29, 2024
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Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No