

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

291

CRM-M-8865-2024
Date of Decision:03.04.2024

Kuldeep Singh and another ...Petitioners
Versus
State of Punjab and another ... Respondents

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. Gaurav, Advocate for
Mr. H.S. Bath, Advocate, for the petitioners.

Mr. M.S. Bajwa, DAG, Punjab.

Mr. Divyansh Vats, Advocate, for respondent No. 2.

N.S.SHEKHAWAT, J. (Oral)

1. The instant petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No. 16 dated 29.01.2024 registered under Sections 336 and 34 IPC and Sections 25 and 27 of the Arms Act at Police Station City Tarn Taran, District Tarn Taran (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise and affidavit (Annexures P-2 and P-3) arrived between the parties.
2. Vide order dated 28.02.2024, this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise and affidavit (Annexures P-2 and P-3).
3. Pursuant to aforesaid order, the parties have appeared before the Chief Judicial Magistrate, Tarn Taran, and got their

statements recorded. Report dated 01.04.2024 has been received whereby after recording the statements of the parties, the Court below has shown its satisfaction that the compromise is genuine, voluntary and without any coercion or undue influence.

4. I have heard counsel for the parties and gone through the case file.

5. In the light of the satisfaction shown by the Court below and considering the offence for which the accused have been charged are not of serious nature, together with the fact that compromise will go a long way in ironing out the differences for betterment of future life of the parties and also in view of the law laid down in **Gian Singh Vs. State of Punjab and another, 2012 (4) RCR (Criminal) 543** and **Kulwinder Singh and others Vs. State of Punjab 2007(3) RCR (Criminal) 1052**, the present petition for quashing the FIR is allowed qua the petitioners.

6. Resultantly, FIR No. 16 dated 29.01.2024 registered under Sections 336 and 34 IPC and Sections 25 and 27 of the Arms Act at Police Station City Tarn Taran, District Tarn Taran (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

03.04.2024
amit rana

(N.S.SHEKHAWAT)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No