

[271] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-32555-2023
Date of Decision : 05.02.2024

Gurpreet Singh @ Goldy and others ...Petitioners

versus

State of Punjab and othersRespondents

Coram : HON'BLE MR. JUSTICE DEEPAK GUPTA

Present : Mr. Gagan Bajaj, Advocate for the petitioners.

Mr. Amit Rana, Sr. DAG, Punjab.

Mr. Rajinder Yadvu, Advocate for
Mr. Salil Dev Singh Bali, Advocate
for respondent Nos.2 & 3.

DEEPAK GUPTA, J. (ORAL)

[1] Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.0030, dated 31.07.2018, registered under Sections 307, 323, 148, 149 IPC and Sections 25, 27, 54 & 59 of Arms Act, at Police Station Arifke, District Ferozepur, Punjab, and all subsequent proceedings arising therefrom on the basis of compromise dated 16.06.2023 (Annexure P-4).

[2] This Court vide order dated 14.12.2023 had directed the parties to appear before the Trial Court/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to send the report qua the genuineness of the compromise.

[3] Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate Ist Class, Ferozepur, and got their statements

recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 01.02.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

[4] Statement of Respondent No.2-complainant namely, Iqbal Singh, with regard to compromise was recorded before learned Magistrate on 06.01.2024.

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

[6] 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.0030, dated 31.07.2018, registered under Sections 307, 323, 148, 149 IPC and Sections 25, 27, 54 & 59 of Arms Act, at Police Station Arifke, District Ferozepur, Punjab, and all subsequent proceedings arising therefrom on the basis of compromise qua petitioners, are hereby quashed.

(DEEPAK GUPTA)
JUDGE

05.02.2024
'Rajneesh'

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