

2024:PHHC:125639



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM M-37949 of 2024
Date of Decision: 04.09.2024

Jasvir Singh and others ...Petitioners

Versus

State of Punjab and others ... Respondents

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

Present : Mr. Rajan Singh Dadwal, Advocate, for the petitioners.

N.S.SHEKHAWAT, J. (Oral)

1. In the present case, Jarnail Singh, petitioner No. 2 was declared as proclaimed offender, however, vide order of even date passed by this Court in **CRM M-27944 of 2024** titled as **“Jarnail Singh Vs. State of Punjab and another”**, the said order has been set-aside. Thus, while the present petition is being taken up for hearing, none of the petitioner is proclaimed offender.

2. The instant petition has been filed under Section 482 Cr.P.C. for quashing of an FIR No. 37 dated 21.02.2017 under Sections 336, 325, 506, 148 and 149 of IPC and Sections 27, 54 and 59 of the Arms Act registered at Police Station City Jagraon, District Ludhiana Rural (Annexure P-1) alongwith all the consequential proceedings arising therefrom on the basis of compromise dated 29.07.2024 (Annexure P-2).

3. Vide order dated 07.08.2024 while issuing notice of motion, this Court had directed the parties to appear before the Illaqa Magistrate/trial Magistrate for getting their statements recorded with respect to the compromise dated 29.07.2024 (Annexure P-2).

4. Pursuant to aforesaid order, the parties have appeared before the Judicial Magistrate 1st Class, Jagraon and got their statements recorded. Report dated 30.08.2024 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.

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

6. 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.

7. Resultantly, FIR No. 37 dated 21.02.2017 under Sections 336, 325, 506, 148 and 149 of IPC and Sections 27, 54 and 59 of the Arms Act registered at Police Station City Jagraon, District Ludhiana

Rural (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

04.09.2024
amit rana

(N.S.SHEKHAWAT)
JUDGE

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