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

CRM-M-46310-2021

Date of decision: 25.01.2024

DAVINDER SINGH AND ANOTHER

...Petitioners

VERSUS

STATE OF PUNJAB AND ANOTHER

...Respondents

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

Present: Mr. Gobind Singh Randawa, Advocate
for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

N. S. SHEKHAWAT, J. (Oral)

Mr. B. B. Randhawa, Advocate puts in appearance on behalf of respondent No.2, by filing his Vakalatnama, and the same is taken on record.

Learned counsel for the parties submits that no injury has been declared to be dangerous to life in the present case.

The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 105 dated 05.10.2021 registered under Sections 307/506/34 IPC and Sections 25/27 of the Arms Act at Police Station Shri Horgobindpur, Police District Batala and all other subsequent proceedings arising therefrom on the basis of compromise dated 09.10.2021 (P-2).

Vide order dated 03.12.2021 while issuing notice of motion, by a Co-ordinate Bench of 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 09.10.2021 (P-2).

Pursuant to aforesaid order, the parties have appeared before the learned Judicial Magistrate 1st Class, Batala and got their statements recorded. Report dated 06.01.2022 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.

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

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.

Resultantly, FIR No. 105 dated 05.10.2021 registered under Sections 307/506/34 IPC and Sections 25/27 of the Arms Act at Police Station Shri Horgobindpur, Police District Batala alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

(N. S. SHEKHAWAT)
JUDGE

25.01.2024
M.Sikka

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