

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

**Neutral Citation No. 2024:PHHC:018038
CRM-M-63500-2023
Date of Decision: February 08, 2024**

Rupinder Singh @ Rupinder Singh and another...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Shiv Kumar Sharma, Advocate for the petitioners.

Mr. Amit Rana, Sr. DAG, Punjab.

Ms. Tejaswini, Advocate for the complainant.

DEEPAK GUPTA, J.(Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.193 dated 15.10.2023, under Sections 307, 323, 506 and 34 of IPC, besides Sections 25 & 27 of the Arms Act, 1959, registered at Police Station City Sangrur, District Sangrur and all subsequent proceedings arising therefrom on the basis of compromise dated 11.11.2023 (Annexure P-2).

2. This Court vide order dated 16.12.2023 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 his/her report qua the genuineness of the compromise.

3. Pursuant to the aforesaid order, parties have appeared before learned Chief Judicial Magistrate, Sangrur and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 16.01.2024 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

4. Status report by way of affidavit of Shri Manoj Gors, Deputy Superintendent of Police, Sub Division, Sangrur, has been filed

on behalf of respondent-State, by which learned State counsel has opposed the quashing petition on the basis of compromise on the ground that injured - Gagandeep Singh – respondent No.2 had received 10 injuries including 03 gun shot injuries.

5. However, it is informed by learned counsel for the petitioners as well as counsel for respondent No.2-injured conceded by learned State counsel that all the injuries were on the leg of the complainant, i.e. non-vital part of the body.

6. Statement of Respondent No.2-injured, namely, Gagandeep Singh with regard to compromise was recorded before learned Magistrate on 04.01.2024.

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

8. 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.193 dated 15.10.2023, under Sections 307, 323, 506 and 34 of IPC, besides Sections 25 & 27 of the Arms Act, 1959, registered at Police Station City Sangrur, District Sangrur and all subsequent proceedings arising therefrom on the basis of compromise dated 11.11.2023 (Annexure P-2) qua petitioner(s), are hereby quashed.

February 08, 2024

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(DEEPAK GUPTA)

JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No