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

CRM-M-63701-2023

Date of decision: 26.02.2024

Sakir and others

...Petitioners

Versus

State of Haryana and another

...Respondents

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

Present: Mr. Farukh Abdullah, Advocate
for the petitioners.

Mr. Karan Garg, AAG, Haryana.

Mr. Aazam Khan, Advocate
for respondent No.2.

N. S. SHEKHAWAT, J. (Oral)

The instant petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 0457 dated 21.09.2023 registered under Section 25 Arms Act, 1959 and Sections 148, 149, 285, 323 and 379-A of IPC, 1860 at Police Station Sadar Nuh, District Nuh, Haryana (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 29.11.2023 (Annexure P-2).

Vide order dated 18.12.2023 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 29.11.2023 (Annexure P-2).

Pursuant to aforesaid order, the parties have appeared before the learned Additional Chief Judicial Magistrate, Nuh and got their statements recorded. Report dated 30.01.2024 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.

Learned counsel for the petitioners contends that in the present case no person had suffered any gun shot injury and no empties were recovered from the place of alleged occurrence.

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. 0457 dated 21.09.2023 registered under Section 25 Arms Act, 1959 and Sections 148, 149, 285, 323 and 379-A of IPC, 1860 at Police Station Sadar Nuh, District Nuh, Haryana (Annexure P-1) alongwith all consequential proceedings arising therefrom are hereby quashed qua the petitioners.

26.02.2024
M.Sikka

(N. S. SHEKHAWAT)
JUDGE

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