HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Criminal Misc(Pet.) No. 1305/2024

1. Sandeep Singh Bhular S/o Shri Balvinder Singh, Aged About 33 Years, R/o Ward No.3, Main Circle, Village 9D, Mld-A, Sri Ganganagar.
2. Gora Brarh @ Balvinder Singh S/o Shri Baldeo Singh, Aged About 47 Years, R/o Village 4 Dd, 2 Km, Sri Ganganagar.
3. Gurtej Singh S/o Shri Gurdev Singh, Aged About 47 Years, R/o Ward No.1, 4Dd-A, Sri Ganganagar.
4. Om Prakash S/o Shri Ram Pratap, Aged About 64 Years, R/o Rcp Colony, Warc No.1, 2 Mld A, Police Station Gharsana, Anoopgarh.

----Petitioners

Versus

1. State Of Rajasthan, Through Pp
2. Karni Singh S/o Shri Rajendar Singh, R/o 5DD, Nai Mandi Gharsana, Anoopgarh.

----Respondents

For Petitioner(s)	:	Mr. Devender Singh Thind
For Respondent(s)	:	Mr. Vikram Sharma, PP Mr. R.S. Gill, for complainant

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HON'BLE MR. JUSTICE MADAN GOPAL VYAS

Order

23/02/2024

The instant criminal misc. petition under Section 482 of Cr.P.C. has been filed by the petitioners for quashing of FIR No. 46/2024 lodged at Police Station Nai Mandi Gharsana, District Anoopgarh for the offences under Sections 307, 341 and 143 of IPC and Section 27 of the Arms Act on the basis of amicable settlement between the parties.

2. Learned counsel for the petitioners submits that the matter has been amicably settled between the parties and the respondent

is not inclined to proceed further in the matter. Learned counsel has placed reliance on a decision of Supreme Court in the case of **Gian Singh Vs. State of Punjab & Anr. reported in [(2012) 10 SCC 303]**. In these circumstances, it is prayed that the impugned FIR may be quashed and set aside on the basis of amicable settlement between the parties.

3. Learned counsel for the complainant concurs with the fact of amicable settlement and submits that the petitioner Sandeep Singh Bhular fired in the air and no person was injured. It is further submitted that the complainant does not want to proceed further in the matter.

4. In view of the fact that parties have settled the dispute amicably and the fact that gun shot was fired in the air and on applying the ratio in decision of Gian Singh (supra), I deem it just and proper to invoke inherent powers of this Court under Section 482 Cr.P.C.

5. Accordingly, the present misc. petition is allowed and FIR No. 46/2024 lodged at Police Station Nai Mandi Gharsana, District Anoopgarh and all consequential proceedings for the offences under Sections 307, 341 and 143 of IPC and Section 27 of the Arms Act initiated therein are hereby quashed and set aside on the basis of amicable settlement arrived at between the parties.

6. Stay petition also decided accordingly.

(MADAN GOPAL VYAS),J

520-Dinesh/-