

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

**CRM No.M-45266 of 2016 (O&M)
DECIDED ON : 18.07.2017**

Ashwani Kumar

... Petitioner

versus

State of Punjab and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Ms. Harmanpreet Kaur, Advocate
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

Ms. Minakshi Poswal, Advocate
for respondent No.2.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking quashing of FIR No.52 dated 09.07.2013 under Sections 295-A/120-B IPC and Section 66 of Information Technology Act, registered at Police Station Balian Wali, District Bathinda (Annexure P-1), on the basis of compromise between the parties (Annexure P-2).

Learned counsel for the petitioner contends that FIR was registered due to some misunderstanding which has now been resolved with the intervention of respectables.

A coordinate Bench of this Court vide order dated 19.12.2016 had directed the parties to appear before the Illaqa

Magistrate/trial Court for recording their statements with regard to the veracity of the compromise. The Judicial Magistrate Ist Class, Phul has sent her report dated 19.01.2017 wherein it is stated that in pursuance to the order of this Court, statements of the parties were recorded. As per the statements of parties, the compromise has been effected without any fear or undue influence.

The afore noted FIR is stated to have been lodged due to misunderstanding which has now been resolved.

In view of the law laid down in **Narinder Singh Vs. State of Punjab 2014 (6) SCC 466**, no useful purpose will be served by continuing the criminal proceedings. Therefore, the petition is allowed and FIR No.52 dated 09.07.2013 under Sections 295-A/120-B IPC and Section 66 of Information Technology Act, registered at Police Station Balian Wali, District Bathinda and all consequential proceedings are hereby quashed qua the petitioner only.

July 18, 2017
shalini

(ANUPINDER SINGH GREWAL)
JUDGE

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