

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

CRM-M-22671-2018 (O&M)

Date of Decision:-5.9.2018

Taranjot Kaur and another

... Petitioners

Versus

Union Territory of Chandigarh and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Piyush Kant Jain, Advocate for the petitioners.

Mr. J.S. Toor, Addl. P.P., U.T., Chandigarh.

Mr. Baljeet Singh, Advocate for respondents No.2 and 3.

GURVINDER SINGH GILL, J.(Oral)

By way of filing this petition, the petitioners seek quashing of FIR No.178 dated 29.5.2012 registered under Sections 381, 419, 420 and 120-B of Indian Penal Code, 1860 and Sections 66-B, 66-C and 66-D of Information Technology Act, 2000 at Police Station Mani Majra, Chandigarh and all consequential proceedings emanating therefrom on the basis of a compromise having been effected between the parties.

Vide order dated 6.7.2018, the parties had been directed to appear before the Illaqa Magistrate so as to get their statements recorded qua the factum of compromise.

Report of learned Judicial Magistrate 1st Class, Chandigarh has been received, wherein it has been reported that the statements of petitioners and also of complainants i.e.respondents No.2 and 3 namely Sanjay Aggarwal, Chief Operating Officer, M/s Netsmartz Infotech Pvt. Ltd. and

Ekant Aggarwal, Legal Head/Authorized representative of M/s Netsmartz Infotech Pvt. Ltd. have been recorded to the effect that they have compromised the matter and that they have no objection in case the FIR in question is quashed. It has specifically been opined that the parties have entered into compromise voluntarily and without there being any pressure, coercion or undue influence.

In view of the aforesaid compromise and bearing in mind the law laid down by Full Bench of this Court in 2007(3) RCR (Crl.) 1052 Kulwinder Singh and others Vs. State of Punjab, the present petition is allowed and FIR No.178 dated 29.5.2012 registered under Sections 381, 419, 420 and 120-B of Indian Penal Code, 1860 and Sections 66-B, 66-C and 66-D of Information Technology Act, 2000 at Police Station Mani Majra, Chandigarh and all the consequent proceedings arising therefrom are hereby quashed.

5.9.2018

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(Gurvinder Singh Gill)
Judge

Whether reasoned/speaking

Yes / No

Whether reportable

Yes / No