

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

CRM-M No.41724 of 2017

Date of Decision : 12.01.2018

Amarinder Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present : Ms. Rajni Maurya, Advocate for
Mr. Naveen Batra, Advocate
for the petitioner.

Mr. K.S. Aulakh, Deputy Advocate General, Punjab
for respondent No.1-State.

None for respondent No.2.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner, who is the accused in F.I.R No.10, dated 12th February, 2017, under Sections 66-B of Information Technology (Amendment) Act, 2008 and Section 506 of the Indian Penal Code, registered at Police Station Satnampura, District Kapurthala (Annexure P-1), has prayed for quashing of F.I.R. with all subsequent proceedings pending therefrom, on the basis of compromise.

2. Now the complainant/respondent No.2 has arrived at a settlement with the accused vide Compromise Deed (Annexure P-2), which is duly signed by him. The matter was referred to the Court below for recording of statements of the parties and to report with respect to genuineness of the compromise arrived at between the parties. The Ld. Sub Divisional Judicial Magistrate, Phagwara, vide report dated 7th December, 2017 has apprised this Court that the compromise arrived at between the

parties is genuine and without any pressure.

3. There is no representation on behalf of the complainant/respondent No.2 which shows that he has no objection to the compromise.

4. In view of the report of Ld. Sub Divisional Judicial Magistrate, Phagwara, vide report dated 7th December, 2017 and in view of the decision of the Hon'ble Supreme Court in “Gian Singh Vs. State of Punjab and another”, 2012(4) RCR (Criminal) 543 and “Narinder Singh and Others Vs. State of Punjab and Another”, (2014) 6 SCC 466, this Court is of the opinion that no useful purpose can be served by keeping with the criminal proceedings pending, since the complainant has himself compromised the dispute with the petitioner/accused.

5. In the circumstances, the present petition is allowed. F.I.R No.10, dated 12th February, 2017, under Sections 66-B of Information Technology (Amendment) Act, 2008 and Section 506 of the Indian Penal Code, registered at Police Station Satnampura, District Kapurthala (Annexure P-1), and all consequential proceedings arising therefrom, are hereby quashed *qua* the present petitioner.

January 12, 2018

Dpr

(SUDIP AHLUWALIA)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No