

**231/1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-44236-2019
Decided on : 19.04.2021

..... Petitioner

Versus

..... Respondents

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Prateek Pandit, Advocate
for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Barjinder Singh, Advocate
for respondent No.2.

Manjari Nehru Kaul, J. (Oral)

The instant petition has been filed under Section 482 Cr.PC for quashing of FIR No.3 dated 03.03.2018 under Sections 384 and 509 IPC, 1860 and Sections 66-E and 67 of Information Technology Act, 2008 registered at Police Station NRI District Kapurthala and all the consequential proceedings arising out of the same, on the basis of compromise deed dated 08.08.2019 (Annexure P-2) arrived at, between the parties.

Vide order dated 17.10.2019 of this Court, the parties were directed to appear before the learned trial Court/Illaqā Magistrate on 28.11.2019 to get their statements recorded regarding the compromise arrived at, between them.

Report dated 12.12.2019 has since been received from the learned Addl. CJM, Kapurthala, in pursuance to the direction of this Court.

As per the report, compromise has indeed been effected between the parties

and the same is without any pressure or coercion and out of their free will. The trial Court has annexed the copy of statements of the parties alongwith its report.

Learned State counsel also submits that there are no other accused other than the petitioners and respondent No.2 is the only aggrieved person in the FIR in question.

In view of the report of the learned JMIC, Kapurthala and the principles laid down by the Apex Court in *Gian Singh Vs. State of Punjab and others (2012) 10 SCC 303*, and also by the Full Bench of this Court in *Kulwinder Singh and others Vs. State of Punjab and another, 2007(3) RCR (Criminal) 1052*, the instant petition is allowed. The aforesaid FIR and all consequential proceedings arising out of it, are quashed.

Needless to say the parties shall remain bound by the terms of compromise and their statements recorded before the Court below.

(MANJARI NEHRU KAUL)
JUDGE

19.04.2021
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Whether speaking/reasoned:	Yes/No
Whether reportable :	Yes/No