

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

304

CRM-M-24890-2022 (O&M)

Date of Decision: 29.11.2022

M/s Modern Publishers & another ...Petitioners

Versus

State of Punjab & another ...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Rishabh Gupta, Advocate, for the petitioners.

Ms. Swati Batra, DAG, Punjab.

Mr. Yashasvi Kapila, Advocate, for respondent No.2.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioners have approached this Court seeking quashing of FIR No.0006 dated 14.07.2016 registered at Punjab State Cyber Crime Police Station, District SAS Nagar, under Sections 66 (D) and 84 (B) of the IT Act and all subsequent proceedings emanating therefrom on the basis of a compromise having been effected between the parties.
2. Vide order dated 14.07.2022, the parties had been directed to appear before the Illaqa Magistrate/trial Court so as to get their statements recorded qua the factum of compromise.
3. Report of learned Judicial Magistrate Ist Class, SAS Nagar, Mohali, has been received, wherein it has been reported that the statements of accused/petitioners, namely, M/s Modern Publishers (MBD) through authorized signatory Balwant Sharma as well as of complainant-Satish

Kumar Gupta have been recorded to the effect that they have compromised the matter amongst themselves.

4. The complainant Satish Kumar Gupta in his statement has stated that he has no objection in case the FIR in question is quashed.
5. The learned Judicial Magistrate Ist Class, SAS Nagar, Mohali, has specifically opined that the parties have entered into compromise voluntarily, out of their free will, without any coercion and undue influence.
6. 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.0006 dated 14.07.2016 registered at Punjab State Cyber Crime Police Station, District SAS Nagar, under Sections 66 (D) and 84 (B) of the IT Act and all subsequent proceedings emanating therefrom are hereby quashed qua the petitioners.

29.11.2022

Vimal

(GURVINDER SINGH GILL)

JUDGE

Whether speaking/reasoned: **Yes/No**

Whether reportable: **Yes/No**