

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

**CRM-M-824-2020
Date of decision: 20.04.2023.**

Gaurav Chauhan and another **....Petitioners.**

Versus

State of Haryana and another **....Respondents.**

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Gaurav G. S. Chauhan, Advocate, for the petitioners.

Mr. Vishal Malik, AAG, Haryana.

Mr. Shubhankar Baweja, Advocate, for respondent No. 2.

.....

SANJIV BERRY, J.

This is a petition filed under Section 482 of the Code of Criminal Procedure, 1973, for quashing of FIR No. 25 Dated 27.06.2018 under Section 420 of IPC and Section 66 of the Information Technology (Amendment) Act, registered at Police Station Cyber Crime, Gurugram, District Gurugram (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise/affidavit dated 06.01.2020 (Annexure P-3) executed between the parties.

[2]. With the intervention of respectables and elderly people of the society, the parties have arrived at a settlement vide compromise compromise/affidavit dated 06.01.2020 (Annexure P-3), which is duly signed by them. 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 Judicial Magistrate Ist

CRM-M-824-2020

-2-

Class, Gurugram, vide report dated 30.12.2020, has apprised this Court that the compromise arrived at between the parties is genuine and without any pressure.

[3]. Respondent No. 2 is represented by his counsel and does not oppose the compromise.

[4]. In view of the report of the Judicial Magistrate Ist Class, Gurugram, 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 petitioners/accused persons.

[5]. In the circumstances, the present petition is allowed. FIR No. 25 Dated 27.06.2018 under Section 420 of IPC and Section 66 of the Information Technology (Amendment) Act, registered at Police Station Cyber Crime, Gurugram, District Gurugram (Annexure P-1) and all consequential proceedings arising therefrom, are hereby quashed on the basis of compromise qua the present petitioners.

(SANJIV BERRY)
JUDGE

20.04.2023
preeti

- | | | |
|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |