

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

**CRM-M-23274 of 2023  
Date of decision: 28<sup>th</sup> August, 2023**

Jaspal Singh

Petitioner

Versus

State of Punjab and another

Respondents

**CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN**

Present: Mr. Aahajodh, Advocate for  
Mr. Prateek Sodhi, Advocate for the petitioner.  
Mr. Jashanpreet Singh, DAG, Punjab.  
Mr. Kapil, Advocate for respondent No. 2.

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**AVNEESH JHINGAN, J (Oral):**

1. This is a petition under Section 482 Cr.P.C. for quashing of FIR No. 128 dated 3.7.2022, under Sections 67, 67(A) of Information Technology Act, 2000, registered at Police Station Beas, District Amritsar Rural and all subsequent proceedings arising therefrom on the basis of compromise.
2. As per the allegations in the FIR, the petitioner by making viral the objectionable pictures of the complainant defamed her.
3. On 8.5.2023, the parties were directed to appear before the Illaqa Magistrate/trial court for getting their statements recorded with regard to compromise.
4. The report dated 27.6.2023 is received stating that the compromise is genuine, voluntary, without any coercion or undue influence and that there is only one accused (petitioner herein) and he has not been

declared as proclaimed offender.

5. Full Bench of this Court in ***Kulwinder Singh and others vs. State of Punjab, 2007 (3) RCR (Criminal) 1052***, has held:-

*“There is no statutory bar in Cr.P.C. which affects inherent power of this Court under Section 482. The power of quashing is not limited to matrimonial cases alone.”*

7. The Supreme Court in ***Parbatbhai Aahir @ Parbatbhai Bhimsinhbhai Karmur and others v. State of Gujarat and another, 2017 AIR (SC) 4843*** laid down the broad principles governing the exercise of powers for quashing of FIR. It was held that the power under Section 482 Cr.P.C. is to be exercised by the High Court to secure the ends of justice, to prevent abuse of any process of law and in cases where in view of the compromise the possibility of conviction is remote and continuation of proceeding will cause oppression and prejudice.

8. With the intervention of respectables, the parties have settled the differences and decided not to litigate any further. No useful purpose would be served by continuing with the trial. To meet the ends of justice, the FIR mentioned above and all consequential proceedings arising therefrom are quashed.

9. The petition is allowed.

**[AVNEESH JHINGAN]**  
**JUDGE**

28<sup>th</sup> Augustk, 2023

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|-------------------------------|---|----------|
| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable         | : | Yes / No |