

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

Sr. No.263

CRM-M-26012-2023 (O&M)

Date of decision : 14.12.2023

Kamaldeep Singh @ Kamlu

..... Petitioner

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Dhiraj Jindal, Advocate, for the petitioner.

Mr. G.S. Sandhu, DAG, Punjab

Mr. Shubham Tandon, Advocate for

Mr. Vinod Sharma, Advocate, for respondent No.2.

HARPREET KAUR JEEWAN, J. (Oral)

The present petition under Section 482 Cr.P.C. has been filed for quashing of FIR No.46 dated 23.02.2019, under Sections 354-A/354-D/509 IPC and Section 67/67-A of the Information Technology Act added later on, registered at Police Station Lehra, District Sangrur, on the basis of compromise dated 18.04.2023 (Annexure P-2) arrived at between the parties.

2. Learned counsel for the petitioner *inter alia* contends that the parties are residents of the same village and now they want to live in harmony. As such, the parties have amicably settled the dispute between them and compromise deed dated 18.04.2023 (Annexure P-2) has been recorded between them.

3. In pursuance of the order dated 27.07.2023, report dated 16.09.2023 from the Judicial Magistrate, 1st Class, Moonak, Sangrur, has

any undue influence or pressure. He has further verified that the FIR was registered only against the petitioner and he has not been declared proclaimed offender. It is also verified that as per the statement of the investigating officer, there is only one complainant namely, Salma in this case.

4. Hon’ble the Full Bench of this Court in **Kulwinder Singh and others Vs. State of Punjab and others, 2007 (3) RCR (Criminal) 1052**, has held that the High Court has power under Section 482 Cr.P.C. to allow the compounding of non-compoundable offences and quash the proceedings where the High Court is of the opinion that it is required to prevent the abuse of process of law or otherwise to secure the ends of justice.

5. Since the matter has been settled between the parties and the parties have given quietus to the dispute, this Court feels that in order to secure the ends of justice, the criminal proceedings deserve to be quashed.

6. Consequently, the present petition is allowed and FIR No.46 dated 23.02.2019, under Sections 354-A/354-D/509 IPC and Section 67/67-A of the Information Technology Act added later on, registered at Police Station Lehra, District Sangrur, and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioner.

7. Pending miscellaneous application(s), if any, also stand disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

14.12.2023
Ramandeep Singh

Whether speaking / reasoned
Whether Reportable

Yes/No
Yes/No