

[255] IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M-38363-2023  
Date of Decision :20.12.2023

Gaurav Pahwa ...Petitioner

versus

State of Punjab and another ....Respondents

Coram : **HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present : None for the petitioner.  
Mr. Parneet Singh Pandher, AAG, Punjab.  
None for respondent No.2.  
\*\*\*

**DEEPAK GUPTA, J. (ORAL)**

[1] Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.68 dated 23.06.2023, registered under Sections 66 (C), 66(D) of Information Technology Act, 2000 and Section 420 IPC, at Police Station Basti Bawa Khel, District Police Commissionerate Jalandhar, and all subsequent proceedings arising therefrom on the basis of compromise and affidavit dated 24.06.2023 (Annexures P-2 & P-3).

[2] This Court vide order dated 31.10.2023 had directed the parties to appear before the Trial Court/Illaq Magistrate to get their statements recorded and the learned Magistrate was directed to send his report qua the genuineness of the compromise.

[3] Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate, Ist Class, Jalandhar, and got their statements recorded. On the basis of the statements so recorded, learned Magistrate has submitted report dated 22.11.2023 to the effect that the compromise has

been effected between the parties voluntarily and without any coercion or undue influence.

[4] Statement of Respondent No.2-complainant, namely, Vicky Kumar with regard to compromise was recorded before learned Magistrate on 22.11.2023.

[5] Learned State counsel has not disputed the factum of compromise between the parties.

[6] In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant F.I.R. following the principles laid down by the Full Bench judgment of this Court in ***Kulwinder Singh and others Versus State of Punjab and another 2007 (3) RCR (Criminal) 1052*** and approved by the Hon'ble Supreme Court in ***Gian Singh Versus State of Punjab and others (2012) 10 SCC 303***, this petition is allowed and F.I.R. No.68 dated 23.06.2023, registered under Sections 66 (C), 66(D) of Information Technology Act, 2000 and Section 420 IPC, at Police Station District Police Commissionerate Jalandhar, and all subsequent proceedings arising therefrom on the basis of compromise qua petitioner, are hereby quashed.

(DEEPAK GUPTA)  
JUDGE

20.12.2023  
'Rajneesh'

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