

S. No.229

2023:PHHC:130201

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

CRM-M-38594 of 2023

Date of Decision:07.10.2023

Deepak Kumar and othersPetitioners

Vs.

State of Haryana and anotherRespondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Sanjiv Kumar Aggarwal, Advocate for
Mr. Ojas Bansal, Advocate for the petitioners.

Mr. Vipul Sherwal, AAG, Haryana.

Mr. Tejas Bansal, Advocate for respondent No.2.

DEEPAK GUPTA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.01 dated 03.01.2023 registered under Sections 420, 468, 471 and 120-B IPC and Sections 66C and 66D of IT Act, 2000 at Police Station Cyber Crime Rohtak, District Rohtak along with all subsequent proceedings arising therefrom, on the basis of compromise dated 20.06.2023 (Annexure P.2).

This Court vide order dated 17.08.2023 had directed the parties to appear before the trial Court/Area Magistrate to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

Pursuant to the aforesaid order, parties have appeared before learned Chief Judicial Magistrate, Rohtak and got their statements recorded.

On the basis of the statements so recorded, learned Magistrate has submitted

report dated 19.09.2023 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

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.01 dated 03.01.2023 registered under Sections 420, 468, 471 and 120-B IPC and Sections 66C and 66D of IT Act, 2000 at Police Station Cyber Crime Rohtak, District Rohtak along with all subsequent proceedings arising therefrom, on the basis of compromise dated 20.06.2023 (Annexure P.2), are quashed qua petitioners.

October 07, 2023
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No