

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

CRM-M-54201-2021

Date of Decision: 24.08.2023

KARNAIL SINGH AND ANOTHER

... PETITIONERS

V/S

STATE OF PUNJAB AND ANOTHER ... RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. J.S.Kang, Advocate for
Mr. Sushant Kareer, Advocate for the petitioners.

Mr. Hittan Nehra, Addl. A.G. Punjab.

Mr. Prateek Pandit, Advocate for respondent No.2.

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VIVEK PURI, J. (ORAL)

1. The petitioners have assailed the order dated 07.03.2020 passed by the learned Sub Divisional Judicial Magistrate, Bholath vide which the learned trial Court deemed it appropriate to proceed further in the case bearing FIR No. 6 dated 12.01.2011 under Sections 406, 498-A, 120-B IPC, registered at Police Station Begowal, District Kapurthala and issued notice to the petitioners.

2. Learned counsel for both the parties are *ad idem* that at the earlier instance in terms of the order dated 07.05.2019 passed by the Co-ordinate Bench in CRM-M-4946-2019, the FIR was quashed on the basis of compromise. However, it was directed that in case, the petitioners fail to comply with the terms and conditions of the compromise, the respondent No.2-wife shall have right to get the main petition restored. The daughter of petitioner No.1 had also lodged an FIR bearing No. 9 dated 12.12.2014

under Sections 66, 66-D, 67-A of the Information Technology Act

registered at Police Station Punjab State Cyber Crime, District SAS Nagar against respondent No.2 and her father. However, at the earlier instance, the petitioners had not cooperated in quashing of the said FIR but subsequently, the said FIR has also been quashed on the basis of compromise in terms of the order dated 25.07.2023 passed by the Co-ordinate Bench in CRM-M-37839-2019. Consequently, it has been submitted that the terms and conditions of the compromise have been completely given effect.

3. Learned counsel for respondent No.2 submits that he has no objection if the impugned order is set aside and the entire matter is put to quietus.

4. In these set of circumstances, the impugned order dated 07.03.2020 is set aside and the petition is accordingly disposed of.

24.08.2023

Janki

**(VIVEK PURI)
JUDGE**

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