



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

CRM-M-12132-2024

Date of Decision: 03.09.2024

Animesh Sharma and another

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH

Present: Mr. Raman Kumar, Advocate
for the petitioners.

Mr. Gurmeet Singh, AAG, Haryana.

Ms. Kulwinder Kaur, Advocate
for respondent No.2.

GURBIR SINGH, J. (ORAL)

1. The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.39 dated 27.09.2023 under Sections 419/420 of IPC, 1860 (Sections 170/201/120-B of IPC were added later on) registered at Police Station Cyber Crime Central, District Faridabad (Annexure P-1) and all subsequent proceedings on the basis of compromise dated 31.10.2023 (Annexure P-2).

2. This Court, vide order dated 01.05.2024 had directed the parties to appear before the trial Court/Duty Magistrate to get their statements recorded and the learned Magistrate was directed to send the report qua the genuineness of the compromise.

3. In compliance thereof, report dated 27.05.2024 from learned

Judicial Magistrate Ist Class, Faridabad has been received through the District & Sessions Judge, Faridabad with statements of the parties, in which, it has been mentioned that the compromise is genuine and has been effected between the parties voluntarily, without any coercion or undue influence.

4. Learned counsel appearing on behalf of respondent No.2-complainant has not disputed the factum of compromise.

5. Learned State counsel on instructions from S.I. Babu Ram 2058, FBD, PS Cyber Central Faridabad submits that in case the parties have indeed settled their dispute, the State would have no objection to the quashing of the FIR.

6. I have heard learned counsel for the parties and have gone through the record.

7. In a decision, based on compromise, none of the parties is a loser. Rather, a compromise not only brings peace and harmony between the parties to a dispute, but also restores tranquility in the society. After considering the nature of offences allegedly committed and the fact that both the parties have amicably settled their dispute, continuance of criminal prosecution would be an exercise in futility, as the chances of ultimate conviction are bleak.

8. 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** subject to payment of costs of Rs.25,000/- to be deposited by the petitioners, within 15 days from today, with the Institute for the Blind, Sector-26, Chandigarh and FIR No.39 dated 27.09.2023 under Sections 419/420 of IPC, 1860 (Sections 170/201/120-B of IPC were added

later on) registered at Police Station Cyber Crime Central, District Faridabad (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua the petitioners on the basis of compromise dated 31.10.2023 (Annexure P-2).

State is free to investigate the matter and to take the action against the other accused persons except the present petitioners.

03.09.2024
Parveen kumar

(GURBIR SINGH)
JUDGE

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