



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

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**CRM-M-13827-2023 (O&M)
Date of decision: 30.05.2024**

MANDEEP SINGH

...Petitioner

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present : Mr. Harish Sharma, Advocate
for the petitioner.

Mr. D.B. Singh, Sr. DAG, Punjab.

Mr. Anshul Sharma, Advocate
for respondents No.2 and 3.

HARPREET KAUR JEEWAN, J.

[1] The present petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.173 dated 29.08.2022, under Sections 354-D, 420, 465, 468, 471, 500, 506 IPC and Section 67 of the Information Technology Act, 2000 registered at Police Station Sadar Kharar, District SAS Nagar (Annexure P-1), on the basis of compromise deed dated 07.03.2023 (Annexure P-2) between the parties.

[2] Learned counsel for the petitioner *inter alia* contends that the FIR was registered at the instance of respondents No.2 and 3 due to a misunderstanding between the parties. He further contends that the matter has been settled between the petitioner and respondents No.2 and 3 and compromise



deed dated 07.03.2023 (Annexure P-2) has been executed between them, as such respondents No.2 and 3 do not want to take any action in the present FIR.

[3] Learned counsel appearing on behalf of respondents No.2 and 3 has confirmed the factum of compromise between the parties.

[4] Learned State counsel has not raised any objection regarding the acceptance of the present petition.

[5] On 20.03.2023, the parties were directed to appear before the trial Court/Illaq Magistrate for recording of their statements regarding the compromise.

[6] As per the report dated 12.06.2023 received from the Judicial Magistrate 1st Class, Kharar forwarded through the office of District and Sessions Judge, SAS Nagar, compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. The petitioner is not involved in any other case and has not been declared as 'Proclaimed Offender'.

[7] Keeping in view the fact that the compromise between the parties is genuine and voluntarily made and in view of the ratio of the decision of Hon'ble Apex Court in **Gian Singh Versus State of Punjab (SC) 2012 (4) RCR (Criminal) 543** and the decision of Hon'ble the Full Bench of this Court in **Kulwinder Singh and others vs. State of Punjab and others 2007 (3) RCR (Criminal) 1052**, the ends of justice would meet if the FIR and consequential proceedings are quashed by accepting the compromise between the parties.

[8] Consequently, this petition is allowed and FIR No.173 dated 29.08.2022, under Sections 354-D, 420, 465, 468, 471, 500, 506 IPC and Section 67 of the Information Technology Act, 2000 registered at Police Station Sadar Kharar, District SAS Nagar (Annexure P-1) and all the subsequent proceedings



emanating therefrom are ordered to be quashed, qua the petitioner.

[9] However, the respondents No.2 and 3 and the State shall be at liberty to seek cancellation of this order, in case the final terms and conditions of compromise (Annexure P-2) are violated.

[10] Pending miscellaneous application(s), if any, shall also stand disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

30.05.2024

P.Bhatt

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