



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

244

**CRM-M No.44715 of 2024
Date of decision: 08.11.2024**

JITENDER**.... Petitioner****Versus****STATE OF HARYANA AND ANOTHER****.... Respondents****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present : Mr. Wazir Singh, Advocate for
Mr. Shivam Sharma, Advocate for the petitioner.

Ms. Nidhi Garg, A.A.G., Haryana.

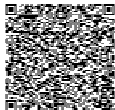
Mr. Satish Kumar, Advocate for
Mr. Akshit Mehta, Advocate for respondent No.2.

MANISHA BATRA, J. (oral)

1. The present petition has been for quashing of FIR No.51 dated 15.04.2023 registered under Section 67 of Information Technology (Amendment) Act, at Police Station Cyber West, District Gurugram and all the subsequent proceedings arising therefrom, on the basis of compromise deed/affidavit dated 25.07.2024 (Annexures P-2 and P-3).

2. This Court vide order dated 09.09.2024 had directed the parties to appear before the trial Court to get their statements recorded and the learned Magistrate was directed to send its report qua the genuineness of the compromise.

3. Pursuant to the aforesaid order, parties have appeared before the learned Judicial Magistrate Ist Class, Gurugram and got their statements recorded. On the basis of the statements so recorded, learned Judge has submitted report dated 30.10.2024 to the effect that the compromise has been



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

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

5. In view of the above, no useful purpose would be served to continue with the proceedings before the trial Court in the instant FIR.

6. 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 of FIR No.51 dated 15.04.2023 registered under Section 67 of Information Technology (Amendment) Act, at Police Station Cyber West, District Gurugram and all subsequent proceedings arising therefrom on the basis of compromise deed dated 25.07.2024 (Annexures P-2 and P-3) are quashed qua the petitioner.

08.11.2024
Jyoti-IV

(MANISHA BATRA)
JUDGE

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