



Sr. No.121+252
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-21918-2024 and
CRM-21919-2024 in/and
CRM-M-62019-2023
Date of decision: 17th May, 2024

ABHISHEK ALIAS ABHISHEK RANA**Petitioner**

versus

STATE OF PUNJAB AND ANOTHER**Respondents**

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Kanwaljeet Singh Derabassi, Advocate
for the applicant-petitioner.

Mr. Ravinder Singh, AAG, Punjab.

Ms. Anu Bala Garg, Advocate
for respondent No.2.

HARPREET KAUR JEEWAN, J. (ORAL)

CRM-21918-2024

The present application has been filed under Section 482 Cr.P.C. for amendment in the head-note and prayer clause of the main petition regarding the newly added Section 354 IPC in FIR No.301 dated 04.10.2023, under Sections 384, 506, 354-C IPC and Section 67 of the Information Technology Act, registered at Police Station Dera Bassi, District SAS Nagar.

Notice in the application.

Mr. Ravinder Singh, AAG, Punjab, puts in appearance and accepts notice on behalf of respondent-State and Ms. Anu Bala Garg, Advocate accepts notice on behalf of respondent No.2.



In view of the averments made in the application, the same is allowed. Registry to carry out necessary corrections in the head-note as well as in the prayer clause of the petition.

CRM stands disposed of.

CRM-21919-2024

The present application has been filed under Section 482 Cr.P.C. is for placing on record affidavit of the petitioner as Annexures P-5; affidavit of respondent No.2 as Annexure P-6 and amended head-note and prayer clause regarding newly added Section 354 IPC.

Keeping in view the averments made in the application, the same is allowed. Above-said documents are taken on record, subject to all just exceptions.

CRM stands disposed of.

CRM-M-62019-2023

[1] The present petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.301 dated 04.10.2024, under Sections 384, 506, 354-C IPC, 1860 and Section 67 of Information Technology Act, registered at Police Station Dera Bassi, District SAS Nagar (Annexure P-1), on the basis of compromise/affidavit dated 07.11.2023 (Annexure P-2).

[2] Learned counsel for the petitioner contends that the FIR was registered at the instance of respondent No.2. However, with the intervention of the respectables of the family, the matter has now been amicably settled and respondent No.2 has sworn an affidavit dated 07.11.2023 (Annexure P-2), as per which, she does not want to pursue the FIR and she has no objection if the FIR is quashed.

[3] Learned counsel appearing on behalf of respondent No.2 has

confirmed the factum of compromise between the parties.



[4] On 11.12.2023, the parties were directed to appear before the trial Court/Illaqa Magistrate for recording of their statements regarding the compromise.

[5] As per the report dated 03.01.2024, received from the Sub-Divisional Judicial Magistrate, Dera Bassi, through the District & Sessions Judge, SAS Nagar, the compromise effected between the parties is genuine, voluntary and without any coercion or undue influence. The petitioner has not been declared as “Proclaimed Offender” and he is not involved in any other criminal case.

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

[7] The dispute between the parties stands settled. 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, the present petition is allowed and FIR No.301 dated 04.10.2024, under Sections 384, 506, 354-C IPC, 1860 and Section 67 of Information Technology Act, registered at Police Station Dera Bassi, District SAS Nagar (Annexure P-1) and all the subsequent proceedings emanating therefrom are ordered to be quashed, qua the petitioner.

[9] However, the respondent No.2 and the State shall be at liberty to seek cancellation of this order, in case the final terms and conditions of compromise/affidavit dated 07.11.2023 (Annexure P-2) are violated.



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

(HARPREET KAUR JEEWAN)
JUDGE

17th May, 2024
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No