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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH****CRM-M-59788-2024**

Date of Decision: 17.12.2024

Yogesh

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR**Present:** Mr. Tarun Yadav, Advocate for the petitioner.

Mr. Vikas Bhardwaj, AAG, Haryana.

Ms. Parul, Advocate for respondent No.2-complainant.

HARPREET SINGH BRAR, J. (ORAL)

1. This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.150 dated 22.07.2021 under Section 67 of Information Technology Act, 2000, Section 354-D of the Indian Penal Code, 1860 and Section 3 of Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989 (added later on), registered at Police Station Rampura, Rewari (Annexure P-1) and the final report under Section 173 of the Code of Criminal Procedure, 1973 (now Section 193 of BNSS) dated 07.10.2021 (Annexure P-2) along with all subsequent proceedings arising therefrom on the basis of compromise dated 07.11.2024 (Annexure P-3).

2. Status report dated 16.12.2024 by way of affidavit of Mr. Pawan Kumar, HPS, Deputy Superintendent of Police, Rewari has been filed on behalf of the respondent-State, which is taken on record. Copy has been supplied to the counsel for the petitioner.

3. The following order was passed on 29.11.2024:-

“This petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of FIR No.150 dated 22.07.2021 under Section 67 of Information Technology Act, 2000, Section 354-D of the Indian Penal Code, 1860 and Section 3 of Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989 (added later on), registered at Police Station Rampura, Rewari (Annexure P-1) and the final report under Section 173 of the Code of Criminal Procedure, 1973 (now Section 193 of BNSS) dated 07.10.2021 (Annexure P-2) as well as all subsequent proceedings arising therefrom on the basis of compromise dated 07.11.2024 (Annexure P-3).

Notice of motion.

At this stage, on asking of the Court, Ms. Geeta Sharma, DAG, Haryana accepts notice on behalf of respondent No.1-State and Ms. Parul, Advocate accepts notice for respondent No.2 and files her Vakalatnama, which is taken on record. Copy of the paper book be supplied to them during course of the day.

Service is complete.

Adjourned to 17.12.2024.

In the meanwhile, the parties are directed to appear before learned trial Court/Illaq Magistrate within a period of one week from today or any other date convenient to learned trial Court/Illaq Magistrate, to get their statements recorded regarding compromise and after recording their statements, learned trial Court/Illaq Magistrate is directed to send report regarding the genuineness of compromise and also to intimate whether any PO proceedings are pending against any of the party on or before the date fixed.

A copy of this order be sent to learned trial Court/Illaq Magistrate through fax for compliance.”

4. In compliance of the aforesaid order, a report has been received from the concerned jurisdictional Court that the compromise between the parties is genuine and arrived at without any pressure or coercion from anyone.

5. **In view of the compromise and the ratio of law laid down by the Hon’ble Supreme Court in *Narinder Singh and others vs. State of***

Punjab and another, (2014) 6 SCC 466, Ramgopal and another Vs. State of Madhya Pradesh 2021 SCC OnLine SC 834 and Shakuntala Sawhney (Mrs) Vs. Kaushalya (Mrs.) and others (1980) 1 SCC 63 and Full Bench of this Court in Kulwinder Singh Vs. State of Punjab 2007 (3) RCR (Crl.) 1052, this petition is allowed and FIR No.150 dated 22.07.2021 under Section 67 of Information Technology Act, 2000, Section 354-D of the Indian Penal Code, 1860 and Section 3 of Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989 (added later on), registered at Police Station Rampura, Rewari (Annexure P-1) and all consequential proceedings arising out of the same are quashed, qua the petitioner.

17.12.2024

Parveen kumar

(HARPREET SINGH BRAR)
JUDGE

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