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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-10015-2025

Date of Decision : 19.05.2025

Sahil

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

Present: Mr. Pradeep Panwar, Advocate
for the petitioner

Mr. Dharam Pal, AAG Haryana

Mr. Abhimanyu Singh, Advocate
for respondent No. 2

KIRTI SINGH, J.(Oral)

1. The present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.303 dated 08.08.2023 registered under Sections 354-D and 506 IPC and Section 67-A of Information Technology (Amendment) Act, 2008 at Police Station Madhuban, District Karnal (Annexure P-1) along with all the subsequent proceedings arising therefrom, on the basis of compromise dated 11.02.2025 (Annexure P-2) effected between the parties.

2. Heard learned counsel for the parties and also gone through the case file.

3. This Court vide order dated 21.02.2025, directed respondent No. 2 to appear before the learned Magistrate concerned and get her statement recorded.

4. Pursuant to the aforesaid order, report dated 13.03.2025 has been received from the Additional Chief Judicial Magistrate, Karnal qua the recording



of the statement of respondent No. 2 – Priya. A perusal of the same reveals that now the matter has been settled between the parties with the intervention of family members without any coercion/force and without any influence.

5. In compliance of order dated 14.05.2025, both the parties are present in the Court today and state that the matter has been compromised between them and the FIR may be quashed.

6. The Full Bench of this Court in ***Kulwinder Singh and others vs. State of Punjab, 2007 (3) RCR (Criminal) 1052***, held that High Court has power under Section 482 Cr.P.C. to allow the compounding of non-compoundable offence and quash the prosecution where the High Court is of the view that the same was required to prevent the abuse of the process of law or otherwise to secure the ends of justice. This power of quashing is not confined to matrimonial disputes alone.

7. Hon'ble the Supreme Court in the case of ***Gian Singh vs. State of Punjab and another, 2012 (4) RCR (Criminal) 543***, had observed that in order to secure the ends of justice or to prevent the abuse of process of Court, inherent power can be used by this Court to quash criminal proceedings in which a compromise has been effected. The relevant portion of para 57 of the said judgment reads thus:-

“57. The position that emerges from the above discussion can be summarised thus: the power of the High Court in quashing a criminal proceeding or FIR or complaint in exercise of its inherent jurisdiction is distinct and different from the power given to a criminal court for compounding the offences under Section 320 of the Code.

Inherent power is of wide plenitude with no statutory limitation but it has to be exercised in accord with the guideline engrafted in such power viz; (i) to secure the ends of justice or (ii) to prevent abuse of the process of any Court.



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8. In view of the afore-referred judgments, perusing the report of the trial Court regarding amicable settlement between the petitioner and the complainant, this Court finds that quashing the FIR will accord a quietus to all disputes between the parties and it is in the interest of both sides to bury the hatchet and lead a peaceful life. Thus, no useful purpose would be served in continuing the proceedings and in order to secure the ends of justice, the criminal proceedings in the present case deserve to be quashed.

9. Resultantly, the present petition is allowed and FIR No.303 dated 08.08.2023 registered under Sections 354-D and 506 IPC and Section 67-A of Information Technology (Amendment) Act, 2008 at Police Station Madhuban, District Karnal(Annexure P-1) and all other consequential proceedings arising therefrom are quashed qua the petitioner on the basis of compromise dated 11.02.2025 (Annexure P-2) ***subject to the costs of Rs. 20,000/- to be deposited in the Poor Patient Welfare Fund, PGIMER, Chandigarh within one month.***

19.05.2025

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(KIRTI SINGH)
JUDGE

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