

223 IN THE HIGH COURT OF PUNJAB AND HARYANA
CHANDIGARH

CRM-M-43869-2024 (O&M)

Date of Decision: 07.03.2025

PARDEEP MALHOTRA ALIAS PARDEEP KUMAR MALHOTRA

...Petitioner

V/S

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: None for the petitioner.

Mr. Rishabh Singla, AAG Punjab.

Mr. Kulwinder Singh Dhillon, Advocate for

Mr. Satvir Singh, Advocate for respondent No. 2.

HARPREET SINGH BRAR J. (Oral)

1. Present petition has filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023 for quashing of FIR No. 143 dated
12.08.2018 (Annexure P-1) under Section 420 of IPC and Section 66 of
Information Technology Act, 2000, registered at Police Station City Batala,
District Batala/Gurdaspur and subsequent proceedings arising therefrom, on
the basis of compromise dated 27.08.2024 (Annexure P-2).

2. The following order was passed on 29.01.2025:

“Service is already complete.

List on 01.03.2025.

*In the meantime, Parties are directed to appear
before the learned trial Court/Illaq Magistrate within a
period of two weeks or any other date convenient to the trial
Court/Illaq Magistrate to get their statements recorded
regarding the compromise and after recording their
statements, learned trial Court/Illaq Magistrate is directed to
send report regarding the genuineness of the compromise and
also to intimate whether any PO proceedings are pending
against any of the party on or before the date fixed i.e.
01.03.2025.*



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

3. 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.

4. 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** 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 (CrI.) 1052**, this petition is allowed and FIR No. 143 dated 12.08.2018 (Annexure P-1) under Section 420 of IPC and Section 66 of Information Technology Act, 2000, registered at Police Station City Batala, District Batala/Gurdaspur along with all subsequent proceedings arising therefrom are quashed, qua the petitioner.

(HARPREET SINGH BRAR)
JUDGE

07.03.2025
Ajay Goswami

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>