

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM-M No.21751 of 2014
Date of Decision 22.01.2015

Rajat Jain and others

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR.JUSTICE M.M.S BEDI

Present: Mr. Rakesh Nehra, Advocate,
for the petitioners.

Mr. M.S. Sidhu, Addl.A.G., Haryana.

M.M.S BEDI, J.(ORAL)

Petitioners seek quashing of FIR No.39 dated 14.02.2012 under Section 498-A, 406 IPC registered at Police Station Shivaji Colony Rohtak, District Rohtak on the basis of compromise. The said FIR was registered at the instance of Avnika alleging that she has been maltreated by petitioner No.1 husband and other family members.

Through instant petition quashing has been prayed for on the basis of compromise. Complainant and petitioner have agreed to get their marriage to dissolve by moving an application under Section 13-B of the Hindu Marriage Act. Payment of lump sum amount of Rs.50,000/- has already been paid. The complainant is present in the Court and she has received a sum of Rs. 50 lacs as lump sum maintenance and that no claim of

dowry articles is pending. Marriage has been dissolved under Section 13-B of the Hindu Marriage Act and that she does not want to pursue the criminal prosecution against the petitioners. The petitioners had been appearing as accused before the trial Court.

On the instructions of SI Dharamvir Singh learned State counsel informs that none of the petitioner has been a proclaimed offender and they are on bail. The statement made by the complainant present in the Court has been made part of the record.

I am satisfied that the complainant has compromised the matter. No useful purpose will be served by keeping the prosecution pending as there chances of conviction is remote following judgment in **B.S. Joshi and others Vs. State of Haryana and another 2003 (2) RCR (Criminal) 888** and **Kulwinder Singh and others Vs. State of Punjab and others 2007 (3) RCR (Criminal) 1052** I do not find any reason to decline to permission and compound the offence. The FIR and all the criminal proceedings emanating therefrom are hereby quashed on the basis of compromise.

22.01.2015
harsha

(M.M.S.BEDI)
JUDGE