

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM-M No. 28292 of 2015 (O&M)
Date of Decision: 29.09.2015**

Mamta Rani

..... Petitioner

Versus

State of Punjab and Another

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. B.P. Singh Gill, Advocate
for the petitioner.

Mr. Mikhail Kad, AAG, Punjab
for respondent No. 1/State alongwith ASI Harjinder Kaur.

None for respondent No. 2/husband.

JASWANT SINGH, J. (ORAL)

The complainant-wife is seeking the quashing of FIR No. 54, dated 03.07.2014, for the offence punishable under Section 498-A of the Indian Penal Code, registered with Police Station Behram, S.B.S. Nagar (**Annexure P-1**), lodged against her husband/respondent No. 2 (Harjot Singh).

It is submitted that due to misunderstanding, a criminal complaint was filed, leading to the aforesaid FIR, however, keeping in view the interest of her minor son, the matrimonial dispute between the parties has since been settled vide a written compromise dated 21.07.2015 (**Annexure P-2**). An affidavit dated 20.07.2015 of the petitioner-complainant in this regard has annexed as **Annexure P-3**, *inter alia*, stating

that she wishes to withdraw the present complaint against her husband and therefore, the aforesaid FIR be quashed.

At the time of hearing, the complainant, who is present in the Court and identified by her Counsel as well as Investigating Officer, has admitted the contents of her affidavit and further states that her complaint be withdrawn and accordingly the said FIR be quashed.

Learned State Counsel, on instructions from ASI Harjinder Kaur, concedes that the wife/complainant has specifically made a statement before the Investigating Officer that now she is residing at her matrimonial home and, therefore, desires to withdraw her complaint.

In view of above, the present petition is allowed and the aforesaid FIR and consequential proceedings, if any, are hereby quashed.

Disposed of.

September 29, 2015

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**(JASWANT SINGH)
JUDGE**