

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-10288-2016

Date of Decision:- 07.12.2016

Dipan @ Monu and another

....Petitioners

Versus

State of Haryana and another

....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. H.S. Sandhu, Advocate, for the petitioners.

Ms. Mahima Yashpal, AAG, Haryana.

Mr. Saurabh Arora, Advocate
for respondent No.2.

RITU BAHRI, J. (Oral)

Present petition has been filed under Section 482 Cr.P.C. for quashing of FIR No.919 dated 24.12.2011, under Sections 498-A, 406 and 506, registered at Police Station Karnal Civil Line, on the basis of compromise dated 26.02.2016 (Annexure P-2).

Brief facts of the case are that marriage of complainant was solemnized with petitioner No.1 Dipan @ Monu on 21.02.2009 according to Anand Karaj Rites and Ceremonies. After the marriage, the behavior of the accused became changed and they started beatings to the complainant. Due to incompatibility of temperament, both the parties could not live together as husband and wife. The relationship between them became strained and thereafter, the F.I.R was registered against the petitioners.

Learned counsel for the petitioners submits that keeping in

between the parties with the intervention of respectable persons, vide compromise dated 26.02.2016 (Annexure P-2).

During the course of preliminary hearing, the trial Court, was directed to record the statements of all the concerned parties, with regard to the genuineness and validity or otherwise of the compromise, by way of order dated 21.09.2016, by this Court.

In compliance of order dated 21.09.2016 of this Court, the report of the Judicial Magistrate 1st Class, Karnal, dated 26.10.2016 has been received. As per the report, the statements of all the concerned parties have been recorded and the complainant has no objection, if the present FIR registered against the petitioners is quashed. Statements of the accused and complainant have been recorded to the same effect.

Consequently, in view of the above-said report and in view of the judgments of the Hon'ble Supreme Court in **Dr. Arvind Barsaul etc. Vs. State of Madhya Pradesh and another, 2008(2) RCR (Criminal) 910; Madan Mohan Abbot vs. State of Punjab, 2008(2) RCR (Criminal) 429** and the law laid down by the Full Bench of this Court in the case of **Kulwinder Singh and Ors. vs. State of Punjab and another, 2007(3) RCR (Crl.) 1052**, no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.919 dated 24.12.2011, under Sections 498-A, 406 and 506, registered at Police Station Karnal Civil Line and all the subsequent proceedings arising therefrom are hereby quashed, on the basis of compromise dated 26.02.2016 (Annexure P-2).

The present petition stands disposed of.

December 07, 2016
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(**RITU BAHRI**)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No