

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-11347 of 2016

Date of Decision: 11.07.2016

**Parminder Singh and others**

**.....Petitioners**

**Vs.**

**State of Punjab and another**

**.....Respondents**

**CORAM: HON'BLE MS. JUSTICE RITU BAHRI**

**Present:-** Mr.Aayush Gupta, Advocate for the petitioners.

Mr.J.S.Riar, AAG Punjab.

\*\*\*\*\*

**RITU BAHRI, J. (ORAL)**

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.45 dated 10.02.2010, for the offence under Sections 406, 498-A IPC registered at Police Station Division No.6, Jullunder, Distt. Jalandhar, (Annexure P-1) along with all consequential proceedings arising therefrom, on the basis of compromise dated 02.03.2016 (Annexure P-2).

The FIR was registered on the basis of statement made by Navneet Kaur to the effect that her marriage was performed with Parminder Singh Mangat according to Singh Sabha Gurudwara Defence Colony, Jalandhar and marriage party was received and welcome at Simroz Marriage Palace, GT Road Jalandhar. At the time of marriage, the parents of applicant spent more than Rs.4 Lacs on the reception and welcome of marriage party at Simroz palace and dowry worth of more than Rs.10 lacs was given to the above said accused persons in connection with marriage. Besides this, one Esteem Car, gold ornaments, furnitures, utensils, electronic items etc. were also given to the above said accused persons. One child namely Japan was born from this wedlock on 13.07.2007. It was alleged by the

complainant that since the beginning of the marriage, the behaviour of the petitioners and their family members was rude towards her. They were not satisfied with the dowry articles brought by them at the time of marriage. Besides, they used to illtreat and taunt her for bringing inadequate dowry. They were maltreating, torturing and beating the complainant/respondent No.2 with a view to compel her to bring more dowry from her parents as they were not satisfied with the quality and quantity of the dowry and article given by her parents. The parents of the complainant had paid Rs.3 Lacs in cash on two occasions but they were not satisfied. The child of the complainant was confined in a small room like a servant without providing basic necessities of lives. They also turned the complainant and her minor child out from the house in the month of April, 2008 and threatened her not come back to matrimonial home without getting Rs.5 lacs. Various efforts were made by the parents of the complainant/respondent No.2 for rehabilitation of her and minor child but the above said accused persons refused the same. They also refused to return the dowry and cash amount as they had misappropriated the same for their own use. On this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved between the petitioners and respondent No.2-Navneet Kaur, vide compromise deed dated 02.03.2016 (Annexure P-2).

In compliance with the order dated 04.04.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the JMIC, Jalandhar, has been received in this regard. As per report, Navneet Kaur-complainant and accused-petitioners appeared before the trial Court on 15.06.2016 for getting their statements recorded in support of the compromise. In this regard statements of complainant- Navneet Kaur and accused-petitioners were recorded to the effect that they have compromised the matter and Navneet Kaur-complainant

Statements of accused-petitioners were also recorded to the same effect. In view of separate statements of the parties, the Court is satisfied that the compromise is valid and genuine one.

Consequently, in view of the status report and the judgment of the Hon'ble Supreme Court in the case of Madan Mohan Abbot vs. State of Punjab 2008(2) RCR (Criminal) 429, the law laid down by the Full Bench of this Court in the case of Kulwinder Singh and others Vs. State of Punjab and another 2007(3) RCR (CrI.) 1052, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.45 dated 10.02.2010, for the offence under Sections 406, 498-A IPC registered at Police Station Division No.6, Jullunder, Distt. Jalandhar, (Annexure P-1) is quashed along with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)  
JUDGE

11.07.2016  
*anil*