

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-12874 of 2016
Date of Decision: 27.09.2016

Dhiraj Kumar

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Vijay Rana, Advocate, for the petitioner.

Mr.A.P.S.Gill, AAG, Punjab.

Mr.Arpan Sabharwal, Advocate, for respondent No.2.

RITU BAHRI, J. (ORAL)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.05 dated 20.04.2015, for the offence under Section 498-A IPC registered at Police Station NRI Jalandhar, District Jalandhar, along with all consequential proceedings arising therefrom, on the basis of compromise dated 17.02.2016 (Annexure P-2).

The FIR was registered on the basis of statement made by Ankita to the effect that her marriage was performed with Dhiraj Kumar son of Parvesh Kumar, resident of House No.130, Sodal Nagar, Jalandhar, Tehsil and District Jalandhar. It was alleged by the complainant that since the beginning of the marriage, the behaviour of the petitioner and his family members was rude towards her. They were not satisfied with the dowry articles brought by her 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. Several times Panchayat were convened to sort out the matter but all in vain. On this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved between the petitioner and respondent No.2-Ankita, vide compromise deed dated 17.02.2016 (Annexure P-2).

In compliance with the order dated 22.07.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the CJM, Jalandhar, has been received in this regard. As per report, Ankita-complainant and accused-petitioner appeared before the trial Court on 03.08.2016 for getting their statements recorded in support of the compromise. In this regard statements of complainant- Ankita and accused-petitioner were recorded to the effect that they have compromised the matter and Ankita-complainant has no objection if the present FIR is quashed against the petitioner. Statement of accused-petitioner was 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 (Crl.) 1052, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Section 498-A IPC registered at Police Station NRI Jalandhar, District Jalandhar, is quashed along with all consequential proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

27.09.2016
anil

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