

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-14009 of 2016
Date of Decision: 12.08.2016

Jaswant Kaur Bhatthal and anotherPetitioners

Vs.

State of Punjab and anotherRespondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.N.S.Dadwal, Advocate for the petitioners.

Mr.J.S.Riar, AAG Punjab.

Mr.Kewal Singh, 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.07 dated 31.08.2013, for the offence under Sections 420, 498A, 406 IPC registered at Police Station NRI Ludhiana (R) along with all consequential proceedings arising therefrom, on the basis of compromise dated 11.02.2016 (Annexure P-2).

It was alleged by the complainant that since the beginning of the marriage, the behaviour of the petitioners who are NRI and their 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.

complainant by the petitioners, again they were harassing the complainant. As per FIR, accused in connivance with each other, solemnized the marriage with the complainant just to go abroad. Even her istridhan has been kept in their possession and on demand, the same has not returned and they demanded the dowry continuously and now the complainant has been turned out by giving beatings push backs from her matrimonial house. 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-Sandeep Kaur Kular, vide compromise deed dated 11.02.2016 (Annexure P-2).

In compliance with the order dated 04.05.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the Civil Judge (Jr.Divn.)-cum-JMIC, Jagraon, has been received in this regard. As per report, Sandeep Kaur Kular-complainant and accused-petitioner No.1 appeared before the trial Court on 13.05.2016 for getting their statements recorded in support of the compromise. In this regard statements of complainant- Sandeep Kaur Kular and accused-petitioner No.1 were recorded to the effect that they have compromised the matter and Sandeep Kaur Kular-complainant has no objection if the present FIR is quashed against these accused/petitioners. Statements of accused-petitioner No.1 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. It is also reported that petitioner No.2-Pardeep Singh Bhattal was declared as proclaimed offender vide order 03.05.2014.

Consequently, in view of the status report and the judgment of the

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.07 dated 31.08.2013, for the offence under Sections 420, 498A, 406 IPC registered at Police Station NRI Ludhiana (R) is quashed along with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

12.08.2016

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Whether speaking/reasoned : *Yes/No.*

Whether reportable *Yes/No.*