

**234 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.**

CRM-M No.14523 of 2016

Date of decision :30.08.2016

Jagjit Singh and others

..... Petitioners

Versus

State of Haryana and another

.....Respondents

CORAM : HON'BLE MS.JUSTICE RITU BAHRI

Present: Mr.G.C.Shahpuri, Advocate for the petitioners.
Ms.Mahima Yashpal, AAG, Haryana.
M.Inderjeet Singh, Advocate for respondent No.2.

RITU BAHRI, J. (Oral)

This is a petition for quashing of FIR No. 246 dated 01.07.2013, under Sections 498-A/406/323 IPC, registered at Police Station Farakpur, District Yamuna Nagar.

The present FIR is a result of matrimonial dispute between the complainant-respondent No.2 and the petitioner No.1 who are wife and husband respectively. They got married according to Hindu rites and ceremonies. However, due to temperamental differences the couple could not pull on together and they have decided to dissolve their marriage by a decree of divorce by mutual consent. Now the dispute between the parties has been resolved with the intervention of respectables, family friends and relatives and parties to the marriage have also filed a petition for divorce by way of mutual consent.

The parties were directed to get their statements recorded before the trial Court with regard to the compromise vide order dated

14.07.2016. A report dated 09.08.2016 has been received from the Judicial Magistrate 1st Class, Yamuna Nagar at Jagadhri in this regard. Statement of complainant Mandeep Kaur has been recorded on 09.08.2016 to the effect that she has compromised the matter with the accused out of her free will and without any pressure and she has no complaint against them and she would be having no objection if the present FIR is quashed. To the same effect is the statement of accused-petitioners-Jagjit, Jaswant Singh and Gagandeep Singh. Learned AAG and learned counsel for respondent No.2 have also accepted this fact.

Consequently in view of the compromise having been arrived at between the parties and the judgement of the Hon'ble Supreme Court in the case of **Madan Mohan Abbot v. 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. v. 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.

Consequently, this petition is allowed and the FIR No. 246 dated 01.07.2013, under Sections 498-A/406/323 IPC, registered at Police Station Farakpur, District Yamuna Nagar and all other proceedings arising therefrom are quashed qua the petitioners.

(RITU BAHRI)
JUDGE

August 30 , 2016
sunita

Whether speaking/reasoned Yes/No

Whether Reportable Yes/No