

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

**CRM No. M-14697 of 2016
Date of decision: 04.11.2016**

Amit and others

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. S.K. Tripathi, Advocate,
for the petitioners.

Mr. D.R. Singla, DAG, Haryana.

Ritu Bahri, J.

Quashing of FIR No. 281 dated 23.10.2013, under Sections 498-A/323/406/506/34 IPC, registered at Police Station, Farukhnagar, District Gurgaon (Annexure P-1) is sought on the basis of compromise effected between the parties.

The F.I.R was registered on the basis of complaint made by Smt. Bhawna-respondent No.2 to the effect that her marriage was solemnized with Amit-petitioner No.1 on 26.01.2011 as per Hindu rites and ceremonies. Out of this wedlock, one daughter namely Manvi was born. Soon after the marriage, her in-laws i.e. petitioners started harassing and humiliating the complainant on the pretext of bringing insufficient dowry. She was also given beatings by them. In this background, the FIR was registered.

During the pendency of trial, the matter has been compromised between the parties. As per compromise, they have filed a divorce petition under Section 13-B of the Hindu Marriage Act before the District Judge, Family Court, Gurgaon on 18.04.2016. Petitioner No.1 had agreed to pay a total sum of Rs.8 lacs to respondent No.2.

In compliance with the order dated 12.08.2016 passed by this Court, parties got recorded their statements before the trial Court. Report from the Judicial Magistrate Ist Class, Pataudi, has been received in this regard. As per report, Bhawna-respondent No.2 (complainant) made her statement on 06.10.2016 to the effect that she has compromised the matter with accused-petitioners at her own will and without any coercion or pressure. She has no objection if, the above said FIR is quashed. Separate statements of Amit, Ashok Kumar, Sunita Devi, Reena and Ravi Kumar-petitioners were also recorded to the same effect. In view of separate statements given by 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 Ors. vs. State of Punjab and another 2007(3) RCR (Cr1.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 281 dated 23.10.2013, under Sections 498-A/323/406/506/34 IPC, registered at Police Station, Farukhnagar, District Gurgaon, is quashed with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

04.11.2016
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No