

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

**CRM-M No. 16361 of 2016
Date of decision: 24.09.2016**

Manoj Kumar @ Manni & Another

...Petitioners

Vs.

State of Punjab & Another

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present : Mr. Deepak Arora, Advocate
for the petitioners.

Mr. A.P.S. Gill, 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. 79 dated 08.10.2013, for the offence under Sections 498-A, 406 IPC registered at Police Station Women Cell, Jalandhar (Annexure P-1) along with all consequential proceedings arising therefrom, on the basis of compromise dated 08.07.2014 (Annexure P-2).

It was alleged by the complainant/respondent No. 2 -Bharti that her marriage was solemnized with Manoj Kumar-petitioner No. 1 about 1 year and 4 months back and having a daughter out of this wedlock. That her husband and mother-in-law were not happy on account of birth of a female child and were daily having quarrel and extending threats. They also harassed the complainant to bring ₹5,00,000 from her matrimonial home. 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/complainant, vide compromise deed dated 08.07.2014 (Annexure P-2).

In compliance with the order dated 25.07.2016 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, Bharti-complainant and accused-petitioners appeared before the trial Court on 01.08.2016 for getting their statements recorded in support of the compromise. In this regard statements of complainant-Bharti and accused-petitioners were recorded to the effect that they have compromised the matter and Bharti-complainant has no objection if the present FIR is quashed against these accused-petitioners.

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 (Cr1.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 79 dated 08.10.2013, for the offence under Sections 498-A, 406 IPC registered at Police Station Women Cell, Jalandhar (Annexure P-1) is quashed along with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

September 24, 2016

Ansari

(RITU BAHRI)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No