

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

CRM-M-19797-2016 (O&M)

Date of decision: 18.10.2016

Vishal Goyal

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Amit Jaiswal, Advocate,
for the petitioner.

Ms. Mahima Yashpal, AAG, Punjab.

Ms. Manju Goyal, Advocate,
for Mr. Sumeet Goel, Advocate,
for respondent No.2.

Ritu Bahri, J.

Quashing of FIR No.789 dated 09.10.2015, under Sections 324, 406, 425, 498-A and 506 IPC, registered at Police Station, Thanesar City, District Kurukshetra (Annexure P-1) is sought on the basis of compromise effected between the parties.

The FIR has been registered on a complaint made by Shivani Garg-respondent No.2 (complainant) to the effect that her marriage was solemnized with Vishal Goyal on 18.05.2013 at Punjabi Dharamshala, Kurukshetra. Soon after the marriage, her in-laws (petitioners) started harassing and humiliating her on the pretext of bringing less dowry. She was also given beatings by them. Ultimately, she was thrown out of her matrimonial house. In this background, the FIR was registered.

During the pendency of trial, with the intervention of respectable persons, the matter has been amicably resolved between the parties.

Pursuant to the said compromise, petitioner and respondent No.2 have filed

a petition under Section 13-B of Hindu Marriage Act before the District Judge, Kurukshetra, for dissolution of marriage by way of decree of divorce with mutual consent (Annexure P-2).

In compliance with the order dated 25.07.2016 passed by this Court, parties got recorded their statements before the trial Court. In this regard, a status report has been received from the Chief Judicial Magistrate, Kurukshetra. As per report, Shivani Garg-respondent No.2 (complainant) and Vishal Goyal-petitioner made a joint statement on 10.08.2016 to the effect that they have compromised the matter voluntarily, without any pressure or coercion. The complainant has no objection, if the aforesaid FIR is quashed. In view of the joint statement made 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 case **Madan Mohan Abbot Vs. State of Punjab**, 2008 (2) RCR (Criminal) 429, the law laid down by the Full Bench of this Court in case **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 between the parties.

Accordingly, FIR No.789 dated 09.10.2015, under Sections 324, 406, 425, 498-A and 506 IPC, registered at Police Station, Thanesar City, District Kurukshetra, is quashed with all consequential proceedings arising therefrom qua the petitioner.

Petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

18.10.2016
ajp

speaking/non-speaking : Yes/No
Reportable : Yes/No