

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

**1. Date of decision : 08.07.2016
Crl. Misc. No. M-22311 of 2015**

Vishal Singla and others

.....Petitioners

versus

State of Punjab and others

...Respondents

2. Crl. Misc. No. M-3028 of 2016

Vishal Singla and others

.....Petitioners

versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

**Present: Mr. Rajan Singh Dadwal, Advocate
for the petitioner(s).**

Mr. Jatinder Singh Riar, AAG., Punjab.

RITU BAHRI, J.

**By this common order, Crl. Misc. No.M-22311 of 2015 & Crl.
Misc. No.M-3028 of 2016 shall be decided together, wherein prayer is for
quashing of FIR No. 54 dated 11.05.2012, under Sections 307, 406, 498-A,
323, 34 IPC, registered at Police Station City Jagraon and FIR No.80 dated
09.05.2014, under Sections 380 and 34 IPC, registered at Police Station,**

City Jagraon, District Ludhiana and subsequent proceedings arising therefrom on the basis of compromise effected between the parties.

FIR No. 54 dated 11.05.2012 was registered on the basis of statement made by Ajit Kumar-respondent No.2 (CRM-M-22311 of 2015) alleging that marriage of his eldest daughter, Sarika-respondent No.3, was solemnized with Vishal Singla-petitioner No.1 six years ago. Out of this wedlock, one female child was born. After the marriage, her husband, mother-in-law, uncle of husband and aunt of husband-petitioners started harassing and humiliating Sarika on the pretext of bringing insufficient dowry. They also used to beat her. On some occasions, the matter was got compromised by the Panchayat. On 11.05.2012, all the accused-petitioners forcibly put some poisonous tablets in her mouth and made her to drink. In this background, the FIR was registered.

FIR No.80 dated 09.05.2014 was registered on the basis of statement made by Sarika daughter of Ajit Kumar, alleging that her marriage was solemnized with Vishal Singla on 01.10.2006 as per Hindu rites and rituals. Out of this wedlock, one female child was born. After about four years of her birth, some dispute had arisen between her and her in-laws, as they used to harass her for bringing inadequate dowry. In that regard, she had already lodged an FIR against them. Due to this, she was residing separately in the house of her father-in-law on the top of the house. About 15 days back, she had gone to her parental house in connection with some domestic work. On 01.05.2014, when she returned back, she found that lock of her room was broken and one colour T.V. (Samsung), one computer set of Intel, one gas cylinder and one cycle were missing. She had suspicion that the aforesaid articles were stolen by the accused-petitioners.

During the pendency of trial, with the intervention of respectable persons, the matter has now been amicably resolved between the parties, vide compromise dated 29.05.2015 (Annexure P-2 in both the petitions).

In compliance with the order dated 09.09.2015 passed by this Court, both the parties got recorded their statements before the trial Court. Report from the Sub Divisional Judicial Magistrate, Jagraon, has been received in this regard. As per report, Ajit Kumar (complainant in FIR No.54 dated 11.05.2012) made a joint statement on 17.02.2016 to the effect that he has compromised the matter with all the accused-petitioners namely Vishal Singla, Ramla Singla, Ashok Singla, Seema Singla with his own free will and consent. He has no objection if the said FIR is quashed.

Similarly, statement of Sarika Singla (complainant in FIR No.80 dated 09.05.2014) got recorded her statement on 17.02.2016 to the effect that she has compromised the matter with Vishal Singla-petitioner No.1 for a total sum of Rs.14 lacs, as maintenance for life, out of which she had already received Rs.1,20,000/- on 14.07.2015. Out of the remaining amount of Rs.12,80,000/-, a sum of Rs.5 lacs has been received by her in the shape of demand draft bearing No.890922 dated 17.02.2016 drawn on Bank of India, Branch Jagraon and Rs.7,80,000/- have been received in cash in Court on 17.02.2016. Their daughter-Aaina shall remain in the custody of Sarika Singla and petitioner No.1 shall not claim her custody in future. She has no objection if FIR Nos.54 dated 11.05.2012 and 80 dated 09.05.2014 are quashed. Statement of Vishal Singla, accused-petitioner No.1 (in both the petitions) has also been recorded to the same effect.

In view of separate statements of the parties, the court is

satisfied that the compromise is valid and genuine.

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

Accordingly, FIR No. 54 dated 11.05.2012, under Sections 307, 406, 498-A, 323, 34 IPC, registered at Police Station City Jagraon and FIR No.80 dated 09.05.2014, under Sections 380 and 34 IPC, registered at Police Station, City Jagraon, District Ludhiana, are quashed with all consequential proceedings arising therefrom qua the petitioner(s).

Both the petitions i.e. Crl. Misc. No.M-22311 of 2015 & Crl. Misc. No.M-3028 of 2016 stand disposed of accordingly.

(RITU BAHRI)
JUDGE

08.07.2016
ajp