

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-2401 OF 2016

DATE OF DECISION: August 12,2016

Jai Parkash and others

...Petitioners

versus

State of Haryana and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr.Baldev Singh, Advocate for the petitioners.
Mr.Himat Singh, DAG, Haryana.
Mr.Bhupender Dalal, Advocate for respondent No.2.
Complainant No.2-Anita is present in person.

RITU BAHRI, J.(ORAL)

Quashing of FIR No.93 dated 19.4.2010 under Sections 494, 498-A,406,506 IPC registered at Police Station Sector 10, Gurgaon (Annexure P.1) is sought on the basis of compromise dated 18.12.2015 (Annexure P.2).

The FIR was registered on the basis of statement made by respondent No.2-Smt. Anita against the accused-petitioners to the effect that her marriage was solemnized with petitioner No.1 in the 1991 and out of their wedlock, four children were born. Petitioner No.1 solemnized the second marriage with one girl, namely, Praveen without taking legal divorce. She was subjected to cruelty for dowry and criminal

intimidation. On these allegations, the police machinery was set into motion and the FIR was registered.

During the pendency of the trial, with the intervention of respectable persons of the locality, the matter has now been resolved between the petitioners and respondent No.2 vide compromise deed dated 18.12.2015 (Annexure P.2.).

Learned counsel for the petitioners submits that the matter has been compromised between the parties vide compromise deed Annexure P.2. The said compromise has duly been authenticated by respondent No.2, who is present in the Court, by filing the affidavit, which is taken on record. The complainant was identified by her counsel.

Consequently, in view of the judgment of the Hon'ble Supreme Court in the case of **Madan Mohan Abbot v. 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. 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.

Accordingly, the FIR No.93 dated 19.4.2010 under Sections 494, 498-A, 406, 506 IPC registered at Police Station Sector 10, Gurgaon is quashed with all subsequent proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

August 12, 2016
KD

(Ritu Bahri)
Judge

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No