

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

245

CRM-M-246 of 2016

Date of Decision:29.08.2016

Ajit Singh and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MS.JUSTICE RITU BAHRI.

Present: Mr.Harinderjeet Singh, Advocate, for the petitioners.

Mr.J.S.Riar, AAG, Punjab, for the respondent-State.

RITU BAHRI, J.(Oral)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.40 dated 05.03.2012, for the offence under Sections 406/498-A/504/506 IPC registered at Police Station Ambala Sadar,(Annexure P-1) along with all consequential proceedings arising therefrom, on the basis of compromise dated 18.12.2015 (Annexure P-2).

The FIR was registered on the basis of statement made by Gurpreet Kaur to the effect that her marriage was performed with Ajit Singh son of Jagdish Singh, petitioner No.1, according to Sikh Rites and Rituals. It was alleged by the complainant that since the beginning of the marriage, the behaviour of the petitioners and their family members was not good towards her. They were not satisfied with the dowry articles brought by her at the time of marriage. Besides, they used to ill-treat and taunt her for bringing inadequate dowry. They were maltreating, torturing and beating the complainant with a view to compel her to bring more dowry from her parents as they were not satisfied with the quality and quantity of the dowry

and articles given by her parents. On this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved between the petitioner and respondent No.2-Gurpreet Kaur, vide compromise dated 18.12.2015 (Annexure P-2).

In compliance with the order dated 18.07.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the JMIC, Ambala, has been received in this regard. As per report, Gurpreet Kaur-complainant and accused-petitioners appeared before the trial Court for getting their statements recorded in support of the compromise. In this regard statements of complainant-Gurpreet Kaur and accused-petitioners were recorded to the effect that they have compromised the matter with the intervention of respectable persons with their free will and without any undue pressure. The complainant does not want to take any action against the petitioners. Now they have no ill-will against each other. She has no objection if the present FIR is quashed against the accused. 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 (Crl.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.40 dated 05.03.2012, for the offence under Sections 406/498-A/504/506 IPC registered at Police Station Ambala

Sadar,(Annexure P-1) along with all consequential proceedings arising therefrom, qua the petitioners is quashed.

The petition stands disposed of accordingly.

August 29, 2016
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(RITU BAHRI)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No