

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

**CRM-M No. 25013 of 2016
Date of decision : 26.9.2016**

Bharat and another

.....Petitioners

v.

State of Punjab and another

.....Respondents

CORAM : HON'BLE MS. JUSTICE RITU BAHRI

Present : Mr. Karan Choudhary, Advocate, for the petitioners

Ms. Anmol Grewal, DAG, Punjab

Ritu Bahri, J. (Oral)

This petition has been filed under Section 482 Cr.P.C. for quashing of FIR No. 153 dated 27.9.2013, under Sections 498A and 406 IPC, registered at Police Station Dhariwal, Tehsil and District Gurdaspur (Annexure P-1), on the basis of compromise/divorce petition filed on 29.4.2016 (Annexure P-2).

It is a matrimonial dispute and learned counsel for the parties submit that the matter has now been amicably settled between the parties with the intervention of friends, elders and respectable and a petition for divorce by mutual consent has been filed under Section 13B of the Hindu Marriage Act.

During the course of preliminary hearing, the trial Court was directed to record the statements of all the concerned parties, with regard to the genuineness and validity or otherwise of the compromise deed by way of order dated 25.7.2016 by this Court.

In compliance of order dated 25.7.2016, learned trial Court has

submitted the report vide letter dated 21.9.2016, which indicates that parties appeared before it and got recorded their respective statements with regard to validity of compromise. As per the report, compromise arrived at between the parties is genuine and without any pressure or coercion from any corner. Now no dispute is pending between the parties.

Consequently, in view of above said report and in view of the judgments of the Hon'ble Supreme Court in **Dr. Arvind Barsaul etc. v. State of Madhya Pradesh and another**, 2008(2) RCR (Criminal) 910; **“Madan Mohan Abbot vs. State of Punjab**, 2008(2) RCR (Criminal) 429”, and the law laid down by the Full Bench judgment of this Court in the case of **“Kulwinder Singh and others vs. State of Punjab and another**, 2007(3) RCR (Crl.) 1052”, no useful purpose would be served in prolonging the litigation.

Accordingly, the present petition is allowed. FIR No. 153 dated 27.9.2013, under Sections 498A and 406 IPC, registered at Police Station Dhariwal, Tehsil and District Gurdaspur (Annexure P-1) is quashed on the basis of compromise/divorce petition filed on 29.4.2016 (Annexure P-2) and all the criminal proceedings arising out of the said FIR also stands quashed.

(RITU BAHRI)
JUDGE

26.9.2016
Ashwani

Speaking/Reasoned
Reportable

Yes/No
Yes/No