

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

**CRM-M-25911-2016
Date of decision: 18.10.2016**

Hemant Kumar and others

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr.Vishal Munjal, Advocate,
for the petitioners.

Mr. A.P.S. Gill, AAG, Punjab.

Ritu Bahri, J.

Quashing of FIR No.307 dated 19.11.2012, under Sections 498-A/406/506 IPC, registered at Police Station, City Barnala, District Barnala (Annexure P-1) is sought on the basis of compromise dated 11.07.2016 and affidavit dated 20.07.2016 (Annexures P-2 and P-3 respectively).

The FIR has been registered on a complaint made by Babita Rani-respondent No.2 (complainant) to the effect that her marriage was solemnized with Hemant Kumar-petitioner No.1 on 10.03.2012 as per Hindu rites and ceremonies. Soon after the marriage, in-laws (petitioners) of the complainant 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.

Complainant-respondent No.2 also filed FAO-M-115-2016 against her husband (petitioner No.1) before this Court challenging the judgment and decree dated 15.12.2015 passed by the Additional District Judge, Sangrur, vide which, divorce was granted to petitioner No.1. During the pendency of said appeal, the matter was amicably resolved between the parties before the Mediation and Conciliation of this Court on 11.07.2016 (Annexure P-2). In this regard, complainant-respondent No.2 has also given her affidavit dated 20.07.2016 (Annexure P-3).

In compliance with the order dated 01.08.2016 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, Barnala. As per report, Babita Rani-complainant (respondent No.2) made her statement on 29.08.2016 to the effect that with the intervention of respectable persons, she has compromised the matter with accused-petitioners, voluntarily, without any pressure or coercion. She has no objection, if the aforesaid FIR is quashed. Separate statements of Hemant Kumar, Tara Chand and Santosh Kumari-petitioner were also recorded to the same effect. In view of the separate statements 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.307 dated 19.11.2012, under Sections

498-A/406/506 IPC, registered at Police Station, City Barnala, District Barnala, is quashed with all consequential proceedings arising therefrom qua the petitioners.

Petition stands disposed of accordingly.

18.10.2016
ajp

(RITU BAHRI)
JUDGE

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