

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

**CRM No. M-2712 of 2016
Date of decision: 19.10.2016**

Gurdeep Singh and others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. N.S. Sodhi, Advocate,
for the petitioners.

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

Mr. L.S. Sodhi, Advocate,
for respondent Nos. 2 & 3.

Ritu Bahri, J.

Quashing of FIR No. 104 dated 22.07.2008, under Section 498-A IPC, registered at Police Station, Morinda, District Ropar (Annexure P-1) is sought on the basis of compromise dated 02.01.2016 (Annexure P-2) effected between the parties.

The F.I.R was registered on the basis of complaint made by Balbir Kaur (since deceased) to the effect that her marriage was solemnized with Gurdeep Singh-petitioner No.1 about 4½ years back. Two children were born out of this wedlock. Soon after the marriage, her in-law started harassing and humiliating her on the pretext of bringing inadequate dowry. She was also given beatings by them. In this background, the FIR was registered.

After registration of the case, the complainant has died.

However, during the pendency of trial, respondent Nos. 2 and 3 (parents of complainant-Balbir Kaur) have compromised the matter on behalf of their daughter with accused-petitioners vide compromise dated 02.01.2016 (Annexure P-2).

In compliance with the order dated 12.08.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the Judicial Magistrate Ist Class, Rupnagar, has been received in this regard. As per report, Nachhattar Singh-respondent No.2 and Swaran Kaur-respondent No.3 (parents of complainant-Balbir Kaur) made their separate statements on 03.09.2016 to the effect that their daughter-Balbir Kaur had lodged the aforesaid FIR. After registration of the FIR, she has expired on 09.07.2011 as per death certificate, Ex.C2. Now they have compromised the matter with accused-petitioners at their own will and without any coercion or pressure. They have no objection if, the above said FIR is quashed. Joint statement of Gurdeep Singh, Mandeep Singh, Satwant Kaur and Jagir Singh-petitioners was also recorded to the same effect. In view of separate statements given 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 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 (Cr1.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 104 dated 22.07.2008, under Section

with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

19.10.2016
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No