

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

**CRM No. M-28869 of 2016
Date of decision: 24.10.2016**

Gurcharan Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Manjit Singh Uppal, Advocate,
for the petitioner.

Ms. Mandeep Dhaliwal, AAG, Punjab.

Ritu Bahri, J.

Quashing of FIR No. 73 dated 27.05.2015, under Section 498-A IPC, registered at Police Station, Anandpur Sahib, District Rupnagar (Annexure P-1) is sought on the basis of compromise cum petition under Section 13-B of Hindu Marriage Act (Annexure P-2).

The F.I.R was registered on the basis of complaint made by Manpreet Kaur-respondent No.2 to the effect that her marriage was solemnized with Gurcharan Singh-petitioner on 07.03.2014. Soon after the marriage, in-laws of the complainant started harassing and humiliating her on the pretext of bringing insufficient dowry. She was also given beatings by them. In this background, the FIR was registered.

During the pendency of the trial, with the intervention of respectable persons, the matter has now been amicably resolved between the parties. Pursuant to the compromise, petitioner and respondent No.2 have filed a petition under Section 13-B of the Hindu Marriage Act for dissolution of marriage with mutual consent. All the terms and conditions of the compromise have been written in the aforesaid divorce petition.

In compliance with the order dated 23.08.2016 passed by this Court, parties have got recorded their statements before the trial Court/Illaq Magistrate. Report from the Sub Divisional Judicial Magistrate, Sri Anandpur Sahib, has been received in this regard. As per report, Manpreet Kaur-respondent No.2 (complainant) made her statement on 20.10.2016 to the effect that with the intervention of respectable persons, she has compromised the matter with Gurcharan Singh-petitioner out of her own free will and without any coercion or pressure. She has no objection if, the aforesaid FIR is quashed. Separate statement of Gurcharan Singh-petitioner 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 (CrI.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 73 dated 27.05.2015, under Section 498-A IPC, registered at Police Station, Anandpur Sahib, District Rupnagar, is quashed with all consequential proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

24.10.2016
ajp

(RITU BAHRI)
JUDGE

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