

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-3153 of 2016
Date of Decision: 11.08.2016

Amandeep Singh and othersPetitioners

Vs.

State of Punjab and anotherRespondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.K.S.Kang, Advocate, for the petitioners.

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

None for the complainant.

RITU BAHRI, J. (ORAL)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.31 dated 07.03.2015 for the offence under Sections 406, 498A, 376, 354 IPC and Section 3 of SC and ST Act registered at Police Station City Kharar (presently only under Sections 406 and 498A IPC) along with all consequential proceedings arising therefrom, on the basis of compromise dated 30.06.2015 (Annexure P-3).

It was alleged by the complainant that since the beginning of the marriage, the behaviour of the petitioners and their family members was rude towards her. They were not satisfied with the dowry articles brought by them at the time of marriage. Besides, they used to illtreat and taunt her for bringing inadequate dowry. They were maltreating, torturing and beating the complainant/respondent No.2 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 article given by her parents. Amandeep Singh-petitioner No.1 and husband of the complainant forced the complainant to develop physical relations with his brother Sandeep as he wanted to marry with another girl. Even, Sandeep -respondent No.4 had committed rape upon the complainant without her consent. On this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved between the petitioners and respondent No.2-Dimpy, vide compromise deed dated 30.06.2016 (Annexure P-3).

In compliance with the order dated 21.04.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the SDJM, Kharar, has been received in this regard. As per report, Dimpy-complainant/respondent No.2 and accused-petitioners appeared before the trial Court on 19.05.2016 for getting their statements recorded in support of the compromise. In this regard statements of complainant-Dimpy/respondent No.2 and accused-petitioners were recorded to the effect that they have compromised the matter and Dimpy-complainant/respondent No.2 has no objection if the present FIR is quashed against these accused/petitioners. Joint statements of accused-petitioners were also recorded to the same effect. 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.31 dated 07.03.2015 for the offence under Sections 406, 498A, 376, 354 IPC and Section 3 of SC and ST Act registered at Police Station City Kharar (presently only under Sections 406 and 498A IPC) is quashed along with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

11.08.2016

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Whether speaking/reasoned : *Yes/No.*

Whether reportable *Yes/No.*