

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

**CRM-M-33704-2016
Date of decision: 03.12.2016**

Avtar Singh and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. M.S. Sidhu, Advocate,
for the petitioners.

Ms. Manpreet Dhaliwal, AAG, Punjab.

Ritu Bahri, J.

Petitioners are seeking quashing of FIR No.65 dated 28.07.2011, under Sections 406 and 498-A IPC, registered at Police Station, Meharban, District Ludhiana (Annexure P-1) on the basis of compromise dated 15.07.2016 (Annexure P-3).

The FIR was registered on the basis of complaint made by Jasvir Kaur-respondent No.2 to the effect that her marriage was solemnized with Jagtar Singh at Maharaja Palace, Rahon Road, Ludhiana, about 4½ years back. Out of this wedlock, one daughter was born. After the marriage, her husband started harassing and humiliating the complainant under the influence of intoxicants. He also used to beat her. In this background, the FIR was registered.

During the pendency of trial, with the intervention of respectable persons, the matter has been amicable resolved between the parties vide compromise deed dated 15.07.2016 (Annexure P-3).

In compliance with the order dated 22.09.2016 passed by this

Court, parties have got recorded their statements before the trial Court. Report from the Additional Chief Judicial Magistrate, Ludhiana, has been received in this regard. As per report, Jasvir Kaur-complainant (respondent No.2) made her statement on 28.11.2016 to the effect that accused-Jagtar Singh was missing and his whereabouts were not known to both the parties. Now, with the intervention of respectable persons, she has compromised the matter with all the accused-petitioners at her own free will and without any pressure or coercion. She has no objection, if the aforesaid FIR is quashed. Joint statement of Avtar Singh, Karnail Singh and Parkash Kaur-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 (CrL.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.65 dated 28.07.2011, under Sections 406 and 498-A IPC, registered at Police Station, Meharban, District Ludhiana, is quashed with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

03.12.2016
ajp

(RITU BAHRI)
JUDGE