

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

CRM-M-33834-2016

Date of decision-01.12.2016

Angrez Singh and others

...Petitioners

Vs.

State of Punjab and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE RITU BAHRI

Present: Mr. Achin Gupta, Advocate for the petitioners.

Mr. K.D. Sachdeva, Addl.AG Punjab.

Mr. N.K. Manchanda, Advocate for respondent No.2.

RITU BAHRI, J. (Oral)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No. 858 dated 03.11.2008, for the offence under Sections 498-A, 406 & 34 IPC registered at Police Station, Kotwali Bathinda, District Bathinda along with all consequential proceedings arising therefrom, on the basis of compromise dated 26.07.2016 (Annexure P-2)

The FIR was got registered with the allegations that the in-laws of the complainant/respondent No.2 had raised demand of dowry and harassed her. During the pendency of the trial, the matter has been duly compromised. In terms of the compromise husband/petitioner No.1 and complainant would file a petition under Section 13(B) HMA for divorce by mutual consent.

After issuing notice of motion, parties were directed to appear before the trial Court for recording their statement in view of the compromise but report from the trial Court has not been received till yet. However, complainant is present in Court. She has tendered the affidavit stating therein that compromise has been effected between both the parties and she has no objection if the present FIR is quashed qua the petitioners.

Consequently, in view of the affidavit of complainant 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. 858 dated 03.11.2008, for the offence under Sections 498-A, 406 & 34 IPC, registered at Police Station, Kotwali Bathinda, District Bathinda, is quashed along with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

01.12.2016
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Whether speaking/non-speaking: Yes/No
Whether reportable : Yes/No