

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

**CRM No. M-33863 of 2016
Date of decision: 03.12.2016**

Palwinder Singh and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. J.S. Gill, Advocate,
for the petitioners.

Ms. Manpreet Dhaliwal, AAG, Punjab.

Ritu Bahri, J.

Quashing of FIR No.104 dated 20.10.2014, under Sections 498-A/406/34 IPC, registered at Police Station, Sadar Gurdaspur, District Gurdaspur (Annexure P-1) is sought on the basis of compromise dated 06.09.2016 (Annexure P-2).

The F.I.R was registered on the basis of complaint made by Jasbir Kaur-respondent No.2 to the effect that her marriage was solemnized with Palwinder Singh-petitioner No.1 about 5/6 years back. Soon after the marriage, her in-laws (petitioners) started harassing and humiliating her on the pretext of bringing insufficient dowry. She was also given beatings by them. Ultimately, she was thrown out of the matrimonial house. 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 vide compromise deed dated 06.09.2016 (Annexure P-2). As per compromise, respondent No.2 and petitioner No.1 have decided to dissolve their marriage by filing a petition under Section 13-B of the Hindu Marriage Act.

In compliance with the order dated 22.09.2016 passed by this Court, parties have got recorded their statements before the trial Court/Illaq Magistrate. Report from the Additional Chief Judicial Magistrate, Gurdaspur, has been received in this regard. As per report, Jasbir Kaur-respondent No.2 (complainant) made her statement on 24.10.2016 to the effect that with the intervention of respectable persons, she has compromised the matter with accused-petitioners out of her own free will and without any coercion or pressure. She has no objection if, the aforesaid FIR is quashed. Separate statements of Palwinder Singh and Kulwant Kaur-petitioners were 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 20.10.2014, under Sections 498-A/406/34 IPC, registered at Police Station, Sadar Gurdaspur, District

qua the petitioners.

The petition stands disposed of accordingly.

03.12.2016
ajp

(RITU BAHRI)
JUDGE

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