

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-37165-2014

Date of decision : 08.07.2016

SURJIT KAUR AND ORS

....Petitioners

versus

STATE OF PUNJAB & ANR

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. R.K.Bajaj, Advocate for the petitioners.

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

RITU BAHRI , J. (Oral)

Quashing of the FIR No. 83 dated 20.03.2014 under Sections 498-A/406 IPC registered at Police Station City Ferozepur (Annexure P-1) and its consequential proceedings on the basis of compromise dated 17.05.2016, is being sought.

FIR was registered on the basis of complaint made by Balbir Kaur-respondent No.2/complainant with the allegation that she was married to Jaswinder Singh on 03.11.2010 at Ferozepur. After the marriage she was harassed and humiliated by her in-laws on the pretext of bringing inadequate dowry. Ultimately she was turned out from her matrimonial house by retaining her dowry articles in this background the FIR was registered. During the pendency of this petition the matter was referred to Mediation and Conciliation Centre of this Court vide order dated 31.03.2016. Before the Mediation and Conciliation Centre of this

Court the parties have settled their dispute by way of amicable

settlement. A settlement agreement was executed before the Mediation and Conciliation Centre of this Court on 17.05.2016. According to which both the parties have decided to dissolve their marriage by filing a divorce petition under Section 13-B of Hindu Marriage Act. It has been further agreed between the parties that the total amount of Rs.1 Lac will be paid by Jaswinder Singh to complainant-Balbir Kaur in two installments as full and final settlement in lieu of her claims. First installment of Rs.50,000/- would be paid by Jaswinder Singh-husband to Balbir Kaur in the form of Demand Draft at the time of recording of their statement before the Family Court/District Judge in a petition under Section 13-B of Hindu Marriage Act. The second installment was to be paid at the time of recording of their final statement before the said court and the complainant has no objection if the present FIR is quashed.

In view of the settlement agreement dated 17.05.2016 this Court is of the view that parties have resolved their dispute and the compromise is valid and genuine one.

Consequently, in view of the compromise effected between the parties before the Mediation and Conciliation of this Court 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**, no

useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 83 dated 20.03.2014 under Sections 498-A/406 IPC registered at Police Station City Ferozepur (Annexure P-1), is quashed with all consequential proceedings arising therefrom qua petitioners.

The petition stands disposed of qua petitioners.

08.07.2016
Sunil Devi

(RITU BAHRI)
JUDGE