

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

CRM No.M-37754 of 2015

Decided on: 09.11.2016

Ajay Kumar

.... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. H.S. Batth, Advocate,
for the petitioner.

Ms. Bhavna Gupta, DAG, Punjab.

Mr. Dhawaljeet Dutta, Advocate,
for respondent No.2.

RITU BAHRI, J (ORAL)

Quashing of FIR No. 177 dated 19.10.2013, under Sections 406/498-A/120-B IPC, registered at Police Station, City Gurdaspur (Annexure P-1) is sought on the basis compromise (Annexure P-2).

The F.I.R was registered on the basis of complaint made by complainant-respondent No.2-Seema against the accused-petitioner Ajay Kumar to the effect that her marriage with him was solemnized on 06.02.2013. There is no issue from the marriage of the couple. During the course of leading the married life, some differences arose between the petitioner and respondent No.2. There was some tense atmosphere among the family members of both the parties. In this background, the FIR was registered.

Investigation in this case was completed. Challan has been

presented.

In the meantime, with the intervention of respectable persons of the locality, the matter has now been resolved between the accused and respondent No.2. Thereafter, parties have entered into compromise seeking divorce by way of mutual consent.

In compliance with the order dated 05.11.2015 passed by this Court, the parties got recorded their statements before the trial Court. Report from the Chief Judicial Magistrate, Gurdaspur, has been received in this regard. As per report, Seema-respondent No.2 (complainant) made her statement on 18.01.2016 that she has compromised the matter with the accused without any pressure, coercion or fear. She has no objection if, the above said FIR is quashed. Statement of Ajay Kumar-petitioner was 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** and 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**, is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 177 dated 19.10.2013, under Sections 406/498-A/120-B IPC, registered at Police Station, City Gurdaspur is quashed with all consequential proceedings arising therefrom qua petitioner.

The petition stands disposed of accordingly.

November 09, 2016
Dinesh

(RITU BAHRI)
JUDGE