

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-40520 of 2015
Date of Decision: 11.08.2016

Hansdeep Singh Khaira

.....Petitioner

Vs.

State of U.T.Chandigarh and another

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Arshdeep Bhullar, Advocate for the petitioner.

Ms.Ashima Mor, AAP for U.T.Chandigarh.

Mr.Prateek Gupta, 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.197 dated 17.04.2013, for the offence under Sections 406, 498-A IPC registered at Police Station Sector-34, Chandigarh along with all consequential proceedings arising therefrom, on the basis of compromise dated 21.07.2015 (Annexure P-2).

It was alleged by the complainant that her NRI husband in conspiracy with his parents tempted her to marry him and thereafter he and his family members physically, mentally and socially harassed her for bringing insufficient dowry and also in order to arrange more money for them. Not only this, they have refused to return her jewellery articles and istridhan. On this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved

between the petitioners and respondent No.2-Manpreet Virdi, vide compromise deed dated 21.07.2015 (Annexure P-2).

In compliance with the order dated 19.01.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the JMIC, Chandigarh, has been received in this regard. As per report, Manpreet Virdi-complainant and accused-petitioner appeared before the trial Court on 16.02.2016 for getting their statements recorded in support of the compromise. In this regard statements of complainant-Manpreet Virdi and accused-petitioner were recorded to the effect that they have compromised the matter and Manpreet Virdi-complainant has no objection if the present FIR is quashed against the accused/petitioner. Statement of accused-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, 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 (CrI.) 1052, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.197 dated 17.04.2013, for the offence under Sections 406, 498-A IPC registered at Police Station Sector-34, Chandigarh is quashed along with all consequential proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

11.08.2016
anil

Whether speaking/reasoned : *Yes/No.*

Whether reportable *Yes/No.*