

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M 9428 of 2011 (O&M)
Date of decision: 12.02.2016

Pooja Malhotra

.....Petitioner

versus

State of Punjab and another

.....Respondents

CRM-M 31368 of 2011 (O&M)

Rajesh Malhotra and others

.....Petitioners

versus

State of Punjab and another

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.Ajaiveer Singh, Advocate for the petitioner
in both the cases
Mr.A.P.S.Gill, AAG Punjab

1. *Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

This judgment will dispose of CRM-M 9428 of 2011 and CRM-M 31368 of 2011, arising out of same FIR. However, for facility of reference facts are being taken from CRM-M 9428 of 2011.

CRM No.5091 of 2016 has been filed to place on record the copy of the decree of divorce dated 5.1.2016 and copy of the demand draft as Annexures P9 and P10. Application is allowed and the documents are taken on record.

Pooja Malhotra petitioner has filed this petition under

Section 482 Cr.P.C. for quashing FIR No.56 dated 13.8.2009 under Sections 498-A, 406, 436, 323, 506 read with Section 34 IPC registered at Police Station Division No.4, Ludhiana (Annexure P2) along with the consequential proceedings.

During the course of hearing, the matter was referred to the Mediation and Conciliation Centre of this Court. Before the Mediator, parties have entered into compromise, which is duly signed by both the parties and same has been placed on record.

The terms of the compromise were also settled. It was agreed that parties will file divorce petition by mutual consent under Section 13B of the Hindu Marriage Act, 1955 and the balance amount will be paid in installments, as mentioned in the said compromise.

Today, learned counsel for the petitioner has placed on record copy of the divorce decree dated 5.1.2016, passed by the learned Additional District Judge, Yamuna Nagar at Jagadhri, showing that divorce has taken place. A copy of the demand draft of Rs.2,75,000/- dated 4.1.2016 has also been placed on record. It shows that the terms of compromise have been complied with.

In view of the compromise between the parties, FIR No.56 dated 13.8.2009 under Sections 498-A, 406, 436, 323, 506 read with Section 34 IPC registered at Police Station Division No.4, Ludhiana (Annexure P2) along with the consequential proceedings stands quashed.

Both the petitions stand allowed.

12.02.2016

gk

GOPAL KRISHNAN
2016.02.15 11:54
I attest to the accuracy and
authenticity of this document
High Court Chandigarh

**(Kuldip Singh)
Judge**