

CRM-M-4198 of 2016

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

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Date of Decision:29.08.2016

Pardeep Kumar Dabas

.....Petitioner

Versus

State of Haryana & another

.....Respondents

CORAM: HON'BLE MS.JUSTICE RITU BAHRI.

**Present: Mr.Sarfraj Hussain, Advocate,
for the petitioner.**

**Mr.D.R.Singla, DAG, Haryana,
for the respondent-State.**

**Mr.Ravinder Hooda, 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.3 dated 03.01.2014, for the offence under Sections 498-A, 406, 342, 506, 323 and 34 IPC, registered at Police Station Sushant Lok, Gurgaon, (Annexure P-1) along with all consequential proceedings arising therefrom, on the basis of compromise dated 25.01.2016 (Annexure P-2).

The FIR was registered on the basis of statement made by Kavita to the effect that her marriage was performed with Pardeep Kumar Dabas son of Sh.Rampat Singh as per Hindu Rites and Ceremonies. It was alleged by the complainant that since the beginning of the marriage, the

behaviour of the petitioner and their family members was rude towards her.

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They were not satisfied with the dowry articles brought by her at the time of marriage. Besides, they used to ill-treat and taunt her for bringing inadequate dowry. They were maltreating, torturing and beating the complainant with a view to compel her to bring more dowry from her parents as they were not satisfied with the quality and quantity of the dowry and article given by her parents. The in-laws of the complainant had made demand time and again. On this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved between the petitioner and complainant-respondent No.2, vide compromise dated 25.01.2016 (Annexure P-2).

In compliance with the order dated 04.05.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the JMIC, Gurgaon, has been received in this regard. As per report, respondent Nos.2-complainant and accused-petitioner appeared before the trial Court for getting their statements recorded in support of the compromise. In this regard statements of complainant-Kavita and accused-petitioner were recorded to the effect that they have compromised the matter with the intervention of mediator and respectable persons with their free will and without any kind of pressure or undue influence from any corner. They have already filed a divorce petition by way of mutual consent. The complainant has no objection if the present FIR is quashed against the accused. 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

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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.3 dated 03.01.2014, for the offence under Sections 498-A, 406, 342, 506, 323 and 34 IPC, registered at Police Station Sushant Lok, Gurgaon, (Annexure P-1) along with all consequential proceedings arising therefrom, qua the petitioner is quashed.

The petition stands disposed of accordingly.

August 29, 2016
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(RITU BAHRI)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No