

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-5706 of 2016
Date of Decision: 20.10.2016

Jasvir Singh

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.V.K.Sandhir, Advocate, for the petitioner.

Ms.Manpreet Dhaliwal, AAG, Punjab.

Mr.Umesh K.Kanwar, 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.11 dated 11.05.2010, for the offence under Sections 306, 34 IPC registered at Police Station Jodhan, Distt. Ludhiana, along with all consequential proceedings arising therefrom, on the basis of compromise/statement dated 08.06.2010 (Annexure P-2).

The FIR was registered on the basis of statement made by Balbir Kaur-complainant/respondent No.4. It was alleged by the complainant that her younger sister Kashmir Kaur was harassed for demand of dowry and killed by her in-laws. 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-Balbir Kaur, vide statement dated 08.06.2010 (Annexure P-2).

In compliance with the order dated 06.05.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the JMIC, Ludhiana, has been received in this regard. As per report, Balbir Kaur-complainant and accused-petitioner appeared before the trial Court on 19.05.2016 for getting their statements recorded in support of the compromise. In this regard statements of complainant-Balbir Kaur and accused-petitioner were recorded to the effect that they have compromised the matter and Balbir Kaur-complainant has no objection if the present FIR is quashed against these accused. Statements of accused-petitioner were 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 (Crl.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.11 dated 11.05.2010, for the offence under Sections 306, 34 IPC registered at Police Station Jodhan, Distt. Ludhiana, is quashed along with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

20.10.2016
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