

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-6080 of 2016
Date of Decision: 07.11.2016

Pala Ram and others

.....Petitioners

Vs.

State of Haryana and another

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Ashit Malik, Advocate, for the petitioners.

Ms.Mahima Yashpal, AAG, Haryana.

Mr.Vijay Pratap Singh, Advocate, for the complainant.

RITU BAHRI, J. (ORAL)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.776 dated 30.10.2013, for the offence under Sections 323, 354, 406, 498A, 506 IPC registered at Police Station Sadar, Karnal along with all consequential proceedings arising therefrom, on the basis of compromise dated 11.02.2016 (Annexure P-2).

The FIR was registered on the basis of statement made by complainant/respondent No.2-Ritu that her marriage was solemnized with Pardeep Kumar-respondent No.3 on 15.02.2012 and they left for Australia thereafter. Due to some differences between her and the family members of her husband, she went back to the parental home and FIR thereafter, was got registered. Petitioner No.3 who was in Australia was declared as proclaimed offender by the Police. Ram Kumar and Suresh Kumar was found innocent during inquiry. Thereafter, parties entered into the compromise dated

11.02.2016 (Annexure P-2). Petitioners No.1 and 2 who had been facing the trial have been acquitted by the trial Court on 04.04.2016.

The complainant is present in Court and she has stated that the matter has been compromised with petitioners No.1 and 2 and also petitioner No.3-Pardeep Kumar who is staying in Australia. As per order dated 20.05.2016, it has been observed that petitioner No.3 who was declared as proclaimed offender has been granted regular bail. The complainant/respondent No.2 has filed her affidavit with regard to compromise arrived at between the parties and she has no objection to quash the FIR qua the petitioners.

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.776 dated 30.10.2013, for the offence under Sections 323, 354, 406, 498A, 506 IPC registered at Police Station Sadar, Karnal, is quashed along with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

07.11.2016
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