

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

**CRM No. M-9621 of 2016
Date of decision: 27.10.2016**

Buta Singh and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Sherry K. Singla, Advocate,
for the petitioners.

Mr. A.P.S. Gill, AAG, Punjab.

Ritu Bahri, J.

Quashing of FIR No. 20 dated 01.03.2016, under Sections 498-A, 307 read with Section 34 IPC, registered at Police Station, Tallewal, District Barnala (Annexure P-1), is sought on the basis of compromise dated 12.03.2016 (Annexure P-2) effected between the parties.

The F.I.R was registered on the basis of statement made by Gagandeep Kaur-respondent No.2 to the effect that her marriage was solemnized with Buta Singh-petitioner No.1 on 30.03.2008. However, soon after the marriage, her in-laws started harassing and humiliating the complainant on the pretext of bringing insufficient dowry. She was given beatings by them. Her husband, father-in-law and mother-in-law (petitioners) also tried to set her on fire by sprinkling kerosene oil. In this background, the FIR was registered.

During the pendency of investigation, the matter has been amicably resolved between the parties vide compromise deed dated

12.03.2016 (Annexure P-2). As per compromise, petitioner No.1 and respondent No.2 have decided to file a petition under Section 13-B of the Hindu Marriage Act. It was further settled that the petitioners would pay a sum of Rs.5,50,000/- to respondent No.2 towards past, present and future maintenance.

Upon notice, Gagandeep Kaur-respondent No.2 (complainant) has put in appearance. She has been identified by ASI Gurpal Singh. She has tendered an affidavit dated 27.10.2016, wherein it has been stated that with the intervention of respectable persons, she has compromised the matter with accused-petitioners. As per compromise, they (complainant and Buta Singh-petitioner No.1) have filed a petition under Section 13-B of the Hindu Marriage Act seeking decree of divorce with mutual consent. She has no objection, if the aforesaid FIR is quashed.

In view of the compromise deed dated 12.03.2016 (Annexure P-2) and the affidavit dated 27.10.2016 tendered by Gagandeep Kaur-respondent No.2, this court is satisfied that the compromise is valid and genuine one.

Consequently, in view of 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 Ors. 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. 20 dated 01.03.2016, under Sections 498-A, 307 read with Section 34 IPC, registered at Police Station, Tallewal, District Barnala, is quashed with all consequential proceedings arising

therefrom qua the petitioners.

The petition stands disposed of accordingly.

27.10.2016
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No