

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

Criminal Misc. No. M-11134 of 2016
Date of Decision:-07.02.2017

Madan Lal

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Sachin Gupta(Ladwa), Advocate
for the petitioner.

Ms.Mahima Yashpal, AAG, Haryana.

RITU BAHRI J.(Oral)

Quashing of FIR No.908 dated 19.11.2015, under Sections 406 and 498-A IPC, registered at Police Station, City Thanesar (Annexure P-1), Distt. Kurukshetra is sought on the basis of compromise in terms of the order dated 21.11.2016 passed by this Court.

The F.I.R was registered on the basis of statement made by respondent No.2-Vanita Sharma(complainant wife) against accused-petitioner-Madan Lal (husband) to the effect that her marriage was solemnized with the petitioner on 12.03.2009. After her marriage, she was harrassed by her husband and his family members for not giving proper dowry and the petitioner and his family members started taunting and beating after one week of marriage. In this background, the FIR was registered.

During the pendency of the trial, with the intervention of respectable persons, the matter has now been resolved between the petitioner (husband) and respondent No.2(wife) vide compromise deed dated 31.08.2016.

This Court vide order dated 21.11.2016 on an application filed under Section 482 Cr.P.C. for treating this petition as quashing petition on the

basis of compromise, had directed the parties to give the statement before the learned JMIC, Kurukshetra.

In compliance with the order dated 21.11.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the Judicial Magistrate Ist Class, Kurukshetra, has been received in this regard. As per report, respondent No.2(complainant-wife) made her statement on 03.12.2016 to the effect that with the intervention of the respectable persons, she has compromised the matter with the accused-petitioner without any pressure. She has no objection if, the above said FIR is quashed. Statement of petitioner(husband) was 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 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.908 dated 19.11.2015, under Sections 406 and 498-A IPC, registered at Police Station, City Thanesar (Annexure P-1), Distt. Kurukshetra is quashed with all consequential proceedings arising therefrom qua petitioner.

The petition stands disposed of accordingly.

07.02.2017
Anjal

(RITU BAHRI)
JUDGE

Whether speaking/reasoned?
Whether reportable?

Yes/No
Yes/No