

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

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CRM-M No. 13507 of 2017

Date of decision : 19.5.2017

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Balbir Singh and others

.....Petitioners

Versus

The State of Punjab and another

.....Respondents

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CORAM: HON'BLE MS. JUSTICE RITU BAHRI

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Present: Mr. G.S Bhandari, Advocate for the petitioners.

Mr. J.S Riar, AAG, Punjab.

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RITU BAHRI, J.

The instant petition has been filed under Section 482 Cr.P.C for quashing of FIR No.68 dated 15.12.2016 registered at Police Station, Women Cell, District SAS Nagar under Sections 406, 498-A IPC (Annexure P-1) along with all consequential proceedings arising therefrom on the basis of compromise dated 05.01.2017 (Annexure P-2).

It was alleged by the complainant in the FIR that after her marriage to petitioner no.2, her in-laws tortured and maltreated her on account of bringing insufficient dowry. Her husband used to give her beatings also for want of dowry. In this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved between the petitioners and respondent no.2-Charanjit Kaur vide compromise deed dated 05.1.2017 (Annexure P-2)

In compliance with the order dated 21.4.2017 passed by this Court, the parties got recorded their statements before the trial Court.

Report from the JMIC, SAS Nagar (Mohali) has been received in this

regard. As per report, the statements of accused namely Balbir Singh, Gursharan Singh and Rajinder Kaur and the complainant Charanjit Kaur reveals that compromise between them is voluntary and without any undue influence. It has further been reported that the complainant has no objection if the FIR in question is quashed against these accused. Statements of accused-petitioners 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 *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. Stte of Punjab and another 2007(3) RCR (Criminal) 1052*, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.68 dated 15.12.2016 registered at Police Station, Women Cell, District SAS Nagar under Sections 406, 498-A IPC (Annexure P-1) is quashed along with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

19.5.2017

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(RITU BAHRI)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No