

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

Crl. Misc. 28262 of 2017 in/and
Crl. Misc. M-14533 of 2016 (O&M)
Date of Decision: September 18, 2017

Namita Chaudhary

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Gaurav Mohunta, Advocate
for the petitioner.

Mr. P.P. Chahar, DAG Haryana.

Mr. Harender Singh, Advocate for
Mr. Davinder Punia, Advocate
the complainant.

JAISHREE THAKUR, J. (Oral)

Crl. Misc. 28262 of 2017

Application is allowed.

Copy of the order dated 24.07.2017 passed by the Hon'ble
Supreme Court is taken on record.

Main case

This petition has been filed under Section 482 of the Code of
Criminal Procedure seeking quashing of FIR No.329 dated 28.04.2015
registered under Sections 498-A, 406, 323, 34 of Indian Penal Code at
Police Station Civil Lines, Hisar (Annexure P/1) and all subsequent
proceedings arising therefrom.

The FIR has been registered on the statement of complainant-Jaideep Sindhu on the allegations that after the marriage of his daughter was solemnized with Jai Chaudhary on 10.11.2013, the accused-petitioner started harassing her for the demand of dowry.

During the course of proceedings, the parties approached the Hon'ble Supreme Court, where the matter has been settled between the parties for a total sum of Rs.35 lakhs. The Hon'ble Supreme Court while disposing of the Special Leave to Appeal (Crl.) No.1831 of 2016, passed the following orders:-

“Pursuant to our order dated 21.04.2017, learned counsel appearing for the respondents has brought the cheque of Rs.35 lakhs, which was the amount agreed to between the parties, and has handed over the said cheque to the learned counsel appearing for the petitioner. In view of the settlement arrived at between the parties as recorded in our order dated 21.04.2017, both the parties shall withdraw all their cases against each other. It would, however, be subject to the condition that the cheque is honoured on presentation.

The special leave petition stands disposed of.”

Both, the learned counsel appearing on behalf of the petitioner and the complainant inform this court that the cheque of Rs.35 lakhs has been encashed and they have no objection if the instant FIR is quashed, in view of the order passed by Hon'ble Supreme Court.

I have heard learned counsel for the parties and have gone through the record.

In a decision, based on compromise, none of the parties is a

loser. Rather, a compromise not only brings peace and harmony between the parties to a dispute, but also restores tranquility in the society. Keeping in view the order dated 24.07.2017 passed by the Hon'ble Supreme Court and in view the fact that the dispute has been amicably settled between the parties, no useful would be served in keeping the present petition pending. According, the instant petition is allowed and FIR No.329 dated 28.04.2015 registered under Sections 498-A, 406, 323, 34 of Indian Penal Code at Police Station Civil Lines, Hisar and all subsequent proceedings arising out of the same are quashed.

The petition stands disposed of.

September 18, 2017

vijay saini

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes
Yes/No