

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

**CRM-M-19947-2017
Date of decision: 31.08.2017**

Karnail Singh & others

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. T. P. S. Makkar, Advocate
for the petitioners.

Mr. M. S. Nagra, AAG, Punjab.

Mr. M. S. Sidhu, Advocate
for respondents No. 2 and 3.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No. 03 dated 01.02.2016, under Sections 306, 498-A and 34 of the IPC, registered at Police Station Lakhewali, District Sri Muktsar Sahib (Annexure P-1) and all subsequent proceedings arising therefrom in view of the compromise dated 11.01.2017 (Annexure P-3) entered into between the parties.

The aforesaid FIR was registered on the statement of the father of the deceased with the allegations that her daughter, who was married to petitioner No. 3, committed suicide on account of harassment and ill treatment being caused by the petitioners herein. He also levelled allegations that the petitioners were demanding dowry. Now with the

intervention of respectable persons, the matrimonial dispute has been amicably settled between the parties and they have entered into a compromise. It is also submitted that the complainant has already withdrawn his criminal complaint stating that the same was instituted in hurry.

Keeping in view the fact that the parties have entered into a compromise, they were directed to appear before the Illaqa Magistrate for getting their statements recorded in support of the compromise. In pursuance of the direction, a report has been received from Sub Divisional Judicial Magistrate, Malout, stating that the compromise arrived at between the parties is without any pressure or coercion from any one and the same appears to be genuine one.

Learned Assistant Advocate General, Punjab, on instructions from the Investigating Officer, and learned counsel for respondents No. 2 and 3 admit to the factum of compromise and submit that in case the parties have indeed settled their dispute, they would have no objection to the quashing of the FIR, in view of the law laid down by the Hon'ble Supreme Court.

I have heard learned counsel for the rival parties and 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. After considering the nature of offences allegedly committed and the fact that both the parties have amicably settled their dispute, continuance of criminal

prosecution would be an exercise in futility, as the chances of ultimate conviction are bleak.

Consequently, keeping in view the fact that the dispute has been amicably settled and in view of the law laid down by the Hon'ble Supreme Court in *Narinder Singh & others vs. State of Punjab & another, (2014) 6 SCC 466*, this petition is allowed and FIR No. 03 dated 01.02.2016, under Sections 306, 498-A and 34 of the IPC, registered at Police Station Lakhewali, District Sri Muktsar Sahib (Annexure P-1) and all subsequent proceedings arising out of the same are quashed qua the petitioners.

The petition stands disposed of.

August 31, 2017

Ansari

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No