

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

**CRM No. M-2670 of 2017
Date of decision: 28.04.2017**

Ashwani Kumar and others

...Petitioners

Versus

The State of Haryana and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Vikram Bali, Advocate,
for the petitioners.

Mr. D.R. Singla, DAG, Haryana.

Ritu Bahri, J.

Quashing of FIR No. 104 dated 02.05.2013, under Sections 498-A/406/24 IPC, registered at Police Station, Sector-31, Faridabad, Haryana (Annexure P-1) is sought on the basis of compromise dated 09.04.2016 (Annexure P-2) effected between the parties.

The F.I.R was registered on the basis of complaint made by Ms. Surbhi-respondent No.2 (complainant) to the effect that her marriage was solemnized with Ashwani Kumar-petitioner No.1 on 25.02.2012 according to Hindu rites and rituals. Soon after the marriage, her in-laws i.e. petitioners started harassing and humiliating her on the pretext of bringing insufficient dowry. She was also given beatings by them. In this background, the FIR was registered.

During the pendency of trial, with the intervention of

respectable persons, the matter has been amicably resolved between the parties before the Lok Adalat vide compromise deed dated 09.04.2016 (Annexure P-2). As per compromise, it has been agreed that petitioner No.1 would make payment of Rs.8,00,000/- to respondent No.2 as full and final settlement for her past, present and future maintenance.

In compliance with the order dated 30.01.2017 passed by this Court, parties got recorded their statements before the trial Court/Illaq Magistrate. Report from the Judicial Magistrate, Ist Class, Faridabad, has been received in this regard. As per report, Surbhi Aneja-respondent No.2 (complainant) made her statement on 02.03.2017 to the effect that she has compromised the matter with accused-petitioners out of her own free will and without any pressure or coercion. She has already taken divorce from her husband vide order dated 17.11.2016. She has no objection if, the above said FIR is quashed. Joint statement of Ashwani Kumar, Nand Kishore and Suman Devi-petitioners was also recorded to the same effect. In view of separate statements given by 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. 104 dated 02.05.2013, under Sections 498-A/406/24 IPC, registered at Police Station, Sector-31, Faridabad, Haryana, is quashed with all consequential proceedings arising therefrom

qua the petitioners.

The petition stands disposed of accordingly.

28.04.2017
ajp

(RITU BAHRI)
JUDGE

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