

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-29356 of 2016
Date of Decision: 14.03.2017

Dushyant Gupta and othersPetitioners

Vs.

State of Haryana and anotherRespondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Amit Jain, Advocate for the petitioners.

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

Mr.Gautam Dutt, Advocate, for respondent No.2.

RITU BAHRI, J. (ORAL)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.251 dated 20.08.2015, for the offence under Sections 498A, 323, 506, 34 IPC registered at Police Station DLF, Phase-II, Gurgaon, District Gurgaon (Annexure P-1) along with all consequential proceedings arising therefrom, on the basis of compromise/affidavit dated 03.08.2016.

It was alleged by the complainant that since the beginning of the marriage, the behaviour of the petitioners and their family members was rude towards her. They were not satisfied with the dowry articles brought by them at the time of marriage. Besides, they used to illtreat and taunt her for bringing inadequate dowry. They were maltreating, torturing and beating the complainant/respondent No.2 with a view to compel her to bring more dowry from her parents as they were not satisfied with the quality and quantity of the dowry and article given by her parents. The parents of the

complainant had paid Rs.20 Lacs in cash on two occasions for purchase of flat at Gurgaon as loan but this amount has not been returned to the father of complainant. The father of the complainant had also given Rs.18,00,000/- for purchase of car to the petitioner-Dushyant Gupta and the istridhan and jewelleries were misappropriated by mother-in-law of the complainant. On this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved between the petitioners and respondent No.2-Vidhi Aggarwal @ Riya, vide compromise deed/memorandum of understanding dated 03.08.2016 (Annexure P-2).

In compliance with the order dated 24.08.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the CJM, Gurugram, has been received in this regard. As per report, Vidhi Aggarwal @ Riya-complainant and accused-petitioners appeared before the trial Court on 18.02.2017 for getting their statements recorded in support of the compromise. In this regard statements of complainant- Vidhi Aggarwal @ Riya and accused-petitioners were recorded to the effect that they have compromised the matter and Vidhi Aggarwal @ Riya-complainant has no objection if the present FIR 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 of Madan Mohan Abbot vs. State of Punjab 2008(2) RCR (Criminal) 429, the law laid down by the Full Bench

Punjab and another 2007(3) RCR (CrI.) 1052, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.251 dated 20.08.2015, for the offence under Sections 498A, 323, 506, 34 IPC registered at Police Station DLF, Phase-II, Gurgaon, District Gurgaon (Annexure P-1) is quashed along with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

14.03.2017
anil

<i>Whether speaking/reasoned :</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>