

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

**CRM No. M-31518 of 2016
Date of decision: 27.02.2017**

Harpreet Singh

...Petitioner

Versus

U.T., Chandigarh and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Arvind Kashyap, Advocate,
for the petitioner.

Mr. A.K. Lamdharia, Advocate,
for U.T., Chandigarh.

Mr. Ajay Kaushik, Advocate,
for respondent No.2.

Ritu Bahri, J.

Quashing of FIR No. 428 dated 25.10.2014, under Sections 406 and 498-A IPC, registered at Police Station, Sector 11, Chandigarh (Annexure P-1) is sought on the basis of compromise dated 26.05.2016 (Annexure P-2).

The F.I.R was registered on the basis of complaint made by Poonam-respondent No.2 to the effect that her marriage was solemnized with Harpreet Singh-petitioner on 18.10.2013 at Chandigarh. Soon after the marriage, her in-laws, including petitioner, started harassing and humiliating her on the pretext of bringing less dowry. She was also given beatings by them. Ultimately, she was thrown out of the matrimonial house. In this

background, the FIR was registered.

During the pendency of the trial, with the intervention of respectable persons, the matter has now been amicably resolved between the parties vide compromise deed dated 26.05.2016 (Annexure P-2). As per compromise, petitioner No.1 and respondent No.2 had filed a petition under Section 13-B of the Hindu Marriage Act seeking decree of divorce with mutual consent, which was allowed vide judgment and decree dated 26.05.2016 passed by the District Judge, Chandigarh.

Vide order dated 07.09.2016 passed by this Court, parties were directed to get their statements recorded before the trial Court/Illaq Magistrate. As per report dated 25.10.2016 received from the Judicial Magistrate, Ist Class, Chandigarh, the complainant has made a statement that she has not compromised the matter with the accused-petitioner and she wanted to pursue the present case.

Thereafter, complainant-Poonam came present before this Court on 04.11.2016 and stated that she would settle the dispute amicably. She also tendered her affidavit dated 01.02.2017, stating therein that she has no objection if the aforesaid FIR is quashed. Pursuant to the compromise (Annexure P-2), Poonam-complainant made a statement on 26.05.2016 (Annexure P-4) to the effect that she has received an amount of Rs.1,80,000/- from Harpreet Singh-petitioner towards full and final settlement. In view of separate statement/affidavit given by the complainant, 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 (Cr1.) 1052, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 428 dated 25.10.2014, under Sections 406 and 498-A IPC, registered at Police Station, Sector 11, Chandigarh, is quashed with all consequential proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

27.02.2017
ajp

(RITU BAHRI)
JUDGE

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