

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

**CRM No. M-3438 of 2017
Date of decision: 17.03.2017**

Vijay Kumar and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Gaurav Partap S. Pathania, Advocate,
for the petitioners.

Mr. A.P.S. Gill, AAG, Punjab.

Mr. Amit Babbar, Advocate,
for respondent No.2.

Ritu Bahri, J.

Quashing of FIR No. 164 dated 19.10.2016, under Sections 498-A, 406 read with Section 34 IPC, registered at Police Station, City Gurdaspur, District Gurdaspur (Annexure P-1) is sought on the basis of compromise dated 02.01.2017 (Annexure P-2).

The F.I.R was registered on the basis of statement made by Sonika-respondent No.2 (complainant) to the effect that her marriage was solemnized with Manuraj-petitioner No.3 on 22.10.2011 as per Hindu rites and ceremonies. Out of this wedlock, one son namely Parnav was born. Soon after the marriage, her in-laws (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.

After registration of the FIR, with the intervention of respectable persons, the matter has been amicably resolved between the

parties vide compromise deed dated 02.01.2017 (Annexure P-2).

In compliance with the order dated 02.02.2017 passed by this Court, parties got recorded their statements before the trial Court/Illaq Magistrate. Report from the Chief Judicial Magistrate, Gurdaspur, has been received in this regard. As per report, Sonika-respondent No.2 (complainant) made her statement on 15.03.2017 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 no objection if, the above said FIR is quashed. Joint statement of Manu Raj and Vijay Kumar-petitioner Nos. 1 and 3 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. 164 dated 19.10.2016, under Sections 498-A, 406 read with Section 34 IPC, registered at Police Station, City Gurdaspur, District Gurdaspur, is quashed with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

17.03.2017
ajp

(RITU BAHRI)
JUDGE

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