

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

**CRM No. M-38837 of 2016
Date of decision: 23.02.2017**

Kapil Kumar Sharma and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Pranav Chadha, Advocate,
for the petitioners.

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

Mr. Vijay Sharma, Advocate,
for respondent No.2-complainant.

Ritu Bahri, J.

Quashing of FIR No. 300 dated 02.07.2009, under Sections 498-A, 406 and 323 IPC, registered at Police Station, Kotwali, District Patiala (Annexure P-1) is sought on the basis of compromise dated 21.09.2016 (Annexure P-6).

The F.I.R was registered on the basis of complaint made by Manju Bala-respondent No.2 (complainant) to the effect that her marriage was solemnized with Kapil Sharma-petitioner No.1 on 11.09.2008 as per Hindu rites and ceremonies. Soon after the marriage, her in-laws, including petitioner 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 vide compromise deed dated 21.09.2016 (Annexure P-6).

In compliance with the order dated 07.11.2016 passed by this Court, parties got recorded their statements before the trial Court/Illaq Magistrate. Report from the Judicial Magistrate Ist Class, Patiala, has been received in this regard. As per report, Manju Bala-respondent No.2 (complainant) made her statement on 15.12.2016 to the effect that with the intervention of respectable persons, 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 Kapil Sharma and Uma Sharma-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. 300 dated 02.07.2009, under Sections 498-A, 406 and 323 IPC, registered at Police Station, Kotwali, District Patiala, is quashed with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

23.02.2017
ajp

(RITU BAHRI)
JUDGE