

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

**CRM No. M-39529 of 2016
Date of decision: 27.02.2017**

Dhruv Kaushik and others

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Kunal Dawar, Advocate,
for the petitioners.

Ms. Mahima Yashpal, AAG, Haryana.

Ritu Bahri, J.

Quashing of FIR No. 129 dated 15.07.2016, under Sections 498-A/406/506/34 IPC, registered at Women Police Station, Sector 51, Gurgaon, Haryana (Annexure P-1) is sought on the basis of compromise effected between the parties.

The F.I.R was registered on the basis of complaint made by Prabha Sharma-respondent No.2 (complainant) to the effect that her marriage was solemnized with Dhruv Kaushik-petitioner No.1 on 03.11.2014 as per Hindu rites and ceremonies. No child was born out of this wedlock. 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. As per compromise, it has been decided that petitioner No.1-husband would pay a sum of Rs.21 lacs to respondent No.2 on account of past, present and future maintenance. They have also filed a petition for divorce under Section 13-B of the Hindu Marriage Act (Annexure P-2). A sum of Rs.10.5 lacs have already been paid to respondent No.2 at the time of recording of statement of the first motion.

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, Gurugram, has been received in this regard. As per report, Prabha Sharma-respondent No.2 (complainant) made her statement on 07.02.2017 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 Dhruv Kaushik, Surender Kumar Kaushik, Vijay Laxmi, Aditi Sharma and Kapil 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. 129 dated 15.07.2016, under Sections 498-A/406/506/34 IPC, registered at Women Police Station, Sector 51, Gurgaon, Haryana, is quashed with all consequential proceedings arising

therefrom qua the petitioners.

The petition stands disposed of accordingly.

27.02.2017
ajp

(RITU BAHRI)
JUDGE

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