

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

CRM No. M-40844 of 2016

Date of decision: 25.05.2017

Pardeep Kumar and others

...Petitioners

Versus

The State of Punjab and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. J.S. Jaidka, Advocate,
for the petitioners.

Mr. J.S. Sekhon, AAG, Punjab.

Ritu Bahri, J.

Quashing of FIR No. 215 dated 23.06.2015, under Sections 354, 323, 382, 427, 506 read with Section 34 IPC, registered at Police Station, Jodhewal, District Ludhiana (Annexure P-2) is sought on the basis of compromise dated 05.11.2016 (Annexure P-1).

The F.I.R was registered on the basis of statement made by Pawan Kumar-respondent No.2 (complainant) to the effect that his elder daughter-Yogita Gupta was married to Pardeep Gupta-petitioner No.1. Soon after the marriage of Yogita Gupta, her in-laws (petitioners) started harassing and humiliating her. Even they did not allow her to meet the complainant and his family members. On 08.06.2015, at about 9:30 P.M., Yogita informed them on telephone that her in-laws were harassing her. Upon this, the complainant along with his wife Hem Lata (petitioner No.2), nephew Neeraj Gupta and Reetu Gupta reached at the matrimonial house of Yogita. However, Pardeep Gupta, his brother Harish Kumar and mother Santosh Rani started abusing them. Harish Kumar took a helmet and hit on

the head of complainant and his wife Hem Lata. Santosh Rani gave fist blows on the face of complainant's wife. Pardeep Kumar had torn the clothes of Renu Gupta. In the scuffle, her gold chain was also broken. 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 05.11.2016 (Annexure P-1).

In compliance with the order dated 16.11.2016 passed by this Court, parties got recorded their statements before the trial Court/Illaq Magistrate. Report from the Judicial Magistrate Ist Class, Ludhiana, has been received in this regard. As per report, Pawan Kumar Gupta-respondent No.2 (complainant), Hem Lata and Ritu Gupta (injured eye witnesses) made a joint statement on 24.05.2017 to the effect that they have compromised the matter with accused-petitioners out of their own free will and without any pressure or coercion. They have no objection if, the above said FIR is quashed. Joint statement of Pardeep Kumar, Harish Kumar and Santosh Rani-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. 215 dated 23.06.2015, under Sections

354, 323, 382, 427, 506 read with Section 34 IPC, registered at Police Station, Jodhewal, District Ludhiana, is quashed with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

25.05.2017

ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No