

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-41039 of 2016
Date of Decision: 16.03.2017

Manjit Kaur

.....Petitioner

Vs.

State of Punjab and another

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.K.B.Raheja, Advocate for the petitioner.

Ms.Manpreet Dhaliwal, AAG, Punjab.

Mr.B.S.Bhalla, Advocate, for respondent No.2.

RITU BAHRI, J. (ORAL)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.15 dated 15.02.2016, for the offence under Sections 498, 313, 315 IPC registered at Police Station Kot Isse Khan, Distt. Moga (Annexure P-1) along with all consequential proceedings arising therefrom, on the basis of compromise dated 03.09.2016 (Annexure P-2).

It was alleged by the complainant that petitioner who is her mother-in-law and his brother-in-law and husband Sandeep Singh are compelled her to sell out the land measuring about 2 ½ acres which was in the name of complainant given by her parents. For this purpose, petitioner, husband-Sandeep Singh and brother-in-law of the complainant gave the complainant beatings and turned her out of home. Panchayats were convened in this respect but all in vain. On this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved

compromise deed dated 03.09.2016 (Annexure P-2).

In compliance with the order dated 17.11.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the JMIC, Moga, has been received in this regard. As per report, Jaswinder Kaur-complainant and accused-petitioner appeared before the trial Court on 08.03.2017 for getting their statements recorded in support of the compromise. In this regard statements of complainant- Jaswinder Kaur and accused-petitioner were recorded to the effect that they have compromised the matter and Jaswinder Kaur-complainant has no objection if the present FIR is quashed against the accused. Statements of accused-petitioner were also recorded to the same effect. In view of separate statements of 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 others 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.15 dated 15.02.2016, for the offence under Sections 498, 313, 315 IPC registered at Police Station Kot Isse Khan, Distt. Moga (Annexure P-1) is quashed along with all consequential proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

16.03.2017
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