

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-41187 of 2016
Date of Decision: 16.03.2017

Parveen Dhawan

.....Petitioner

Vs.

State of Haryana and another

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.B.R.Vohra, Advocate for the petitioner.

Ms.Mahima Yashpal, AAG, Haryana.

RITU BAHRI, J. (ORAL)

CRM No.37110 of 2016

Application is allowed.

Amended memo of parties is taken on record.

CRM-M-41187 of 2016

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.880 dated 30.09.2015, for the offence under Sections 498A/323/354/406/468/471/120B IPC registered at Police Station City Karnal (Annexure P-1) along with all consequential proceedings arising therefrom, on the basis of compromise/Affidavit dated 02.11.2016 (Annexure P-2).

It was alleged by the complainant that since the beginning of the marriage, the behaviour of the petitioners and their family members was rude towards her. They were not satisfied with the dowry articles brought by her at the time of marriage. Besides, they used to illtreat and taunt her for bringing inadequate dowry. They were maltreating, torturing and beating

the complainant/respondent No.2 with a view to compel her to bring more dowry from her parents as they were not satisfied with the quality and quantity of the dowry and article given by her parents. Even, the petitioner's family had tried to kill the complainant. The brother-in-law had also tried to outrage the modesty of the complainant. On this background, FIR was registered against the petitioners.

During the pendency of the trial, the matter has been resolved between the petitioner and respondent No.2-Ms.Rajni, vide compromise deed dated 02.11.2016 (Annexure P-2).

In compliance with the order dated 21.11.2016 passed by this Court, the parties got recorded their statements before the trial Court. Report from the JMIC, Karnal, has been received in this regard. As per report, Ms.Rajni-complainant and Basanti-special power of attorney of accused-petitioner appeared before the trial Court on 16.12.2016 for getting their statements recorded in support of the compromise. In this regard statements of complainant- Ms.Rajni and Basanti-special power of attorney of accused-petitioner were recorded to the effect that they have compromised the matter and Ms.Rajni-complainant has no objection if the present FIR is quashed against the petitioner. Statements of Basanti-special power of attorney 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 (CrI.) 1052, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.880 dated 30.09.2015, for the offence under Sections 498A/323/354/406/468/471/120B IPC registered at Police Station City Karnal (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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<i>Whether speaking/reasoned :</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>