

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

**CRM No. M-43171 of 2016
Date of decision: 22.03.2017**

Amit

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. N.K. Malhotra, Advocate,
for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

Mr. Madan Sandhu, Advocate,
for respondent No.2.

Ritu Bahri, J.

Quashing of FIR No. 12 dated 09.01.2013, under Sections 498-A and 406 IPC, registered at Police Station, Shivaji Colony, Rohtak (Annexure P-1) is sought on the basis of compromise dated 29.08.2016 (Annexure P-2).

The F.I.R was registered on the basis of complaint made by Anuradha-respondent No.2 (complainant) to the effect that her marriage was solemnized with Amit-petitioner on 24.03.2010 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 29.08.2016 (Annexure P-2). As per compromise, it has been decided that the petitioner and respondent No.2 would file a joint petition for divorce under Section 13-B of the Hindu Marriage Act.

In compliance with the order dated 02.12.2016 passed by this Court, parties got recorded their statements before the trial Court/Illaq Magistrate. Report from the Judicial Magistrate Ist Class, Rohtak, has been received in this regard. As per report, Anuradha-respondent No.2 (complainant) made her statement on 16.01.2017 to the effect that she has compromised the matter with accused-petitioner out of her own free will and without any pressure or coercion. She has no objection if, the above said FIR is quashed. Separate statement of Amit-petitioner 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 (Cr1.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 12 dated 09.01.2013, under Sections

quashed with all consequential proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

22.03.2017
ajp

(RITU BAHRI)
JUDGE

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