

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

Crl. Misc. M 45750 of 2016 (O&M)

Date of decision: 14.7.2017

Jasvir Kaur

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Brijesh Nandan, Advocate
for the petitioner.

Mr. MS Nagra, AAG, Punjab.

Mr. Anupam Bhanot, Advocate, for
Mr. Rajesh Gupta, Advocate,
for respondent No.2.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking for quashing of FIR No. 96 dated 3.10.2015 (Annexure P/1) registered under Sections 406, 498-A and 420 IPC at Police Station Women Cell, District Ludhiana, and all subsequent proceedings arising therefrom.

The matter was referred to the Mediation and Conciliation Centre of this Court, wherein a settlement has arrived at between the mother-in-law and the complainant. The statement that was recorded was that both the parties shall withdraw their civil and criminal cases. It was further agreed that the complainant would have no objection to the quashing of the FIR No. 96 dated 3.10.2015. A sum of Rs. 6 lakhs would

be paid to the complainant as a lump-sum amount towards permanent alimony, maintenance (present, past and future) and dowry articles etc.

The matter was taken up today. Sonia Rani, complainant, who is present in Court and identified by her counsel, submits that she has received a demand draft of Rs. 6 lakhs and has no objection in case the instant petition is allowed.

In a decision, based on compromise, none of the parties is a loser. Rather, a compromise not only brings peace and harmony between the parties to a dispute, but also restores tranquility in the society. After considering the nature of offences allegedly committed and the fact that both the parties have amicably settled their matrimonial dispute, continuance of criminal prosecution would be an exercise in futility, as the chances of ultimate conviction are bleak.

Consequently, keeping in view the fact that matrimonial dispute has been amicably settled and in view of the law laid by the Hon'ble Supreme Court in Gian Singh Versus State of Punjab and another, 2012 (4) RCR (Cr.) 543, this petition is allowed and FIR No. 96 dated 3.10.2015 (Annexure P/1) registered under Sections 406, 498-A and 420 IPC at Police Station Women Cell, District Ludhiana, and all subsequent proceedings arising out of the same are quashed.

The petition stands disposed of.

14.7.2017

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned

Yes

Whether reportable

No