

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

**CRM-M No.5353-2017 (O&M)
Date of Decision: 24.4.2017**

Divik Sayal and another

...Petitioners

Vs.

State of Chandigarh (UT) and another

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Yashpal Markan, Advocate for petitioners.
 Mr. Amandeep Gill, Asstt. P.P.Chandigarh
 Mr. H.S. Diwana, Advocate for respondent No.2.

Ritu Bahri, J. (Oral)

Present petition has been filed for quashing of FIR No. 84 dated 29.9.2016 under Sections 406, 498-A IPC registered at Women Police Station, Sector 17, Chandigarh and all subsequent proceedings arising therefrom on the basis of compromise dated 16.12.2016 (Annexure P-2/T).

Respondent No. 2 got married to petitioner No. 1 on 27.11.2013 at Chandigarh and one child was also born out of the wedlock. Due to temperamental differences, both the parties could not live together. The relationship between them became strained and thereafter, F.I.R was registered against the petitioners on account of harassing and humiliating respondent No. 2.

Learned counsel for petitioners submits that petitioners filed a pre-arrest bail application before the learned trial Court. After hearing both the parties, learned trial Court directed the parties to appear before the Mediation and Conciliation Centre of the trial Court on 16.12.2016 for compromise.

On 16.12.2016, parties compromised the matter before the Mediator and decided to live peacefully together. Copy of compromise thereof is annexed as Annexure P-2/T.

In compliance of order dated 17.2.2017, report dated 21.3.2017 of Judicial Magistrate Ist Class Chandigarh has been received in this regard. As per report, statement of parties have been recorded. Complainant-respondent No.2 stated that the matter stands compromised between the parties and she does not want to proceed further against the accused and has no objection, if the present F.I.R be quashed against the petitioners. The compromise has been entered voluntarily. To the same effect is the statements given by petitioners.

Consequently, in view of the status report dated 21.3.2017 and in view of the judgment of the Hon'ble Supreme Court in the case of ***Dr. Arvind Barsaul etc. versus State of Madhya Pradesh and another 2008(2) RCR (Criminal) 910***, no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No. 84 dated 29.9.2016 under Sections 406, 498-A IPC registered at Women Police Station, Sector 17, Chandigarh is quashed along with all consequential proceedings arising therefrom qua petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

24.4.2017
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<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>