

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

CRM-M-5729-2017

Date of decision : 5.4.2017

Amrik Singh and others

....Petitioners

versus

State of Punjab and others

....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. J.S. Mahal, Advocate for petitioners.

Mr. A.P.S. Gill, AAG, Punjab.

RITU BAHRI, J.

Prayer in the present petition is for quashing of FIR No. 114 dated 7.11.2012 under Sections 498-A, 406, 34 IPC registered at Police Station Tibbar District Gurdaspur on the basis of compromise deed dated 22.11.2016 (Annexure P-3).

Respondent No. 3 got married to petitioner on 23.6.2010. One son namely Abhijot Singh was born out of the wedlock who is in custody of respondent No. 3. 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. 3 on the pretext of bringing insufficient dowry.

It is further submitted by learned counsel for petitioners that petitioner No. 3 is residing abroad and could not appear before the trial Court as he has been declared proclaimed offender vide order dated 24.4.2015. He has executed a special power of attorney on 2.12.2016 in favour of petitioner No. 1 to file petitions on his behalf. Accordingly petitioner No. 1 has made statement on behalf of petitioner No. 3 in a petition filed under Section 13-B

However, the matter has now been duly compromised. In compliance of order dated 21.2.2017, report dated 15.3.2017 of Additional Chief Judicial Magistrate, Gurdaspur has been received in this regard. As per report, statement of parties have been recorded. Complainant-respondent No.3 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 15.3.2017 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. 114 dated 7.11.2012 under Sections 498-A, 406, 34 IPC registered at Police Station Tibbar District Gurdaspur, is quashed along with all consequential proceedings arising therefrom qua petitioners.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

5.4.2017
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Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No