

CRM-M-5872-2017

Date of Decision: May 25, 2017

Jaspal Singh

.....Petitioner(s)

Versus

State of Punjab and another

....Respondent(s)

CORAM:- HON'BLE MS. JUSTICE RITU BAHRIPresent: Mr. Navdeep Chhabra, Advocate
for the petitioner(s).

Ms. Manpreet Dhaliwal, A.A.G., Punjab.

Mr. Munish Raj Chaudhary, Advocate
for respondent No.2.**RITU BAHRI, J. (ORAL)**

Quashing of FIR No.89 dated 06.08.2016, under Sections 323, and 498-A IPC registered at Police Station Sirhind, District Fatehgarh Sahib is sought on the basis of compromise effected between the parties.

The F.I.R was registered on the basis of complaint made by Sukhjinder Kaur-respondent No.2 (complainant) to the effect that her marriage was solemnized with Jaspal Singh-petitioner in the year 2010. Soon after the marriage, husband i.e. the petitioner started harassing and humiliating her. She was also given beatings by him. In this background, the FIR was registered.

After registration of the FIR, with the intervention of respectable persons, the matter has been amicably resolved between the parties.

In compliance with the order dated 21.02.2017 passed by this Court, parties got recorded their statements before the trial Court/Illaq

Magistrate. Report from the Additional Chief Judicial Magistrate, Fatehgarh Sahib has been received in this regard. As per report, Sukhjinder Kaur-respondent No.2 (complainant) made her statement on 07.04.2017 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. Statement of Jaspal Singh 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 (Crl.) 1052”, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Accordingly, FIR No.89 dated 06.08.2016, under Sections 323, and 498-A IPC registered at Police Station Sirhind, District Fatehgarh Sahib, is quashed with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

May 25, 2017
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(RITU BAHRI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No