

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-6134 of 2017
Date of Decision: 19.04.2017

Kamal Kumar

.....Petitioner

Vs.

State of Haryana and another

.....Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present:- Mr.Parminder Singh, Advocate for the petitioner.

Ms.Mahima Yashpal, AAG, Haryana.

Mr.H.Tayal, Advocate, for the respondent No.2.

RITU BAHRI, J. (ORAL)

The instant petition has been filed under Section 482 of the Code of Criminal Procedure for quashing of FIR No.102 dated 06.02.2014, for the offence under Sections 406, 498-A, 506 IPC registered at Police Station Civil Lines, Karnal (Annexure P-1) along with all consequential proceedings arising therefrom, on the basis of compromise dated 15.02.2017 (Annexure P-2).

Reply has been filed by learned State counsel on behalf of respondent No.1, the same is taken on record.

It was alleged by the complainant that since the beginning of the marriage, the behaviour of the petitioners and their family members was rude towards her. They were not satisfied with the dowry articles brought by her at the time of marriage. Besides, they used to illtreat and taunt her for bringing inadequate dowry. They were maltreating, torturing and beating the complainant/respondent No.2 with a view to compel her to bring more dowry from her parents as they were not satisfied with the quality and quantity of the dowry and article given by her parents. On this background, the FIR was registered.

During the pendency of the trial, the matter has been resolved

between the petitioners and respondent No.2-Sudesh Rani, vide compromise deed dated 15.02.2017 (Annexure P-2).

In compliance with the order dated 23.02.2017 passed by this Court, the parties got recorded their statements before the trial Court. Report from the JMIC, Karnal, has been received in this regard. As per report, respondent No.2-Sudesh Rani and accused-petitioner appeared before the trial Court on 29.03.2017 for getting their statements recorded in support of the compromise. In this regard statements of respondent No.2-Sudesh Rani and accused-petitioner were recorded to the effect that they have compromised the matter and respondent No.2-Sudesh Rani have no objection if the present FIR is quashed against the accused/petitioner. Statements of accused-petitioner were also recorded to the same effect. In view of separate statements of 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 others 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.102 dated 06.02.2014, for the offence under Sections 406, 498-A, 506 IPC registered at Police Station Civil Lines, Karnal (Annexure P-1) is quashed along with all consequential proceedings arising therefrom qua the petitioner.

The petition stands disposed of accordingly.

(RITU BAHRI)
JUDGE

19.04.2017

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