

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

CRM-M-7051 of 2017 (O&M)
Date of decision: 12.09.2017

Mishty Arora

...Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Rakesh Bhatia, Advocate for the petitioner(s).

Mr. N.K. Banka, DAG, Punjab.

Mr. Tarunveer Vashist, Advocate for respondent No.4.

Mr. V.K. Jindal, Sr. Advocate with
Ms. Charu Verma, Advocate
for respondent Nos. 5 to 8.

JITENDRA CHAUHAN, J. (Oral)

This petition under Section 482 of the Code of Criminal Procedure has been filed for quashing of order dated 06.01.2017 (Annexure P-5), passed by Chief Judicial Magistrate in application dated 24.10.2016, filed by the petitioner whereby she has sought for calling the report of SHO, PS Sarabha Nagar, Ludhiana on the complaint dated 04.08.2016 and reminder dated 13.08.2016 and for taking action against police officer under Section 166-A of IPC.

The learned counsel for the parties state that the matter stands amicably settled. Copy of joint statement of respondent

No.4/husband and petitioner/wife dated 25.08.2017, recorded before Principal Judge, Family Courts, Rohini, Delhi, filed in the Court is taken on record as Mark 'A'. The first motion statement of the parties has been recorded and an amount of Rs.65 lakh out of the settled amount of Rs.1,30,00,000/- has already been paid to the petitioner by respondent No.4.

The learned counsel for respondent No.4 and respondent Nos. 5 to 8 assure that rest of the amount of Rs. 65 lakh shall be paid as per agreement and the parties undertake to honour the terms and conditions of the agreement including that the parties shall withdraw all the cases/complaints filed against each other.

The learned State counsel states that in view of the amicable settlement reached, he has no objection in case the present petition is disposed of in terms of compromise Mark 'A'.

Heard.

Considering the fact that during the pendency of present petition, the parties have entered into compromise; petitioner/wife and respondent No.4/husband have filed a petition under Section 13-B of the Hindu Marriage Act wherein the statement of first motion of the parties has already been recorded, no useful purpose shall be served by keeping the matter alive. Hence, the present petition is disposed of in terms of compromise

Mark 'A'.

However, keeping in view the fact that part of the payment still remains to be paid, therefore, liberty is granted to the parties that in case there is any violation of the agreement, the aggrieved party shall have the liberty to revive the present petition.

12.09.2017
sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable:	Yes	No