

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

**CRM-M No. 12378 of 2018  
Date of Decision:-24.09.2018**

Sunil Babber

...Petitioner

Versus

State of UT Chandigarh and another

...Respondents

**CORAM:- HON'BLE MRS. JUSTICE JAISHREE THAKUR**

Present:- Ms. Jaspreet Saini, Advocate for  
Mr. Narinder S. Lucky, Advocate  
for the petitioner.

Mr. Gautam Dutt, Advocate  
for respondent No.1-UT Chandigarh.

Ms. Neha Bakshi, Advocate  
for respondent No.2.

**JAISHREE THAKUR J.(Oral)**

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.17 dated 25.1.2016, under Sections 498-A and 406 IPC, registered at Police Station Women, Sector 17, Chandigarh (Annexure P/1) and all subsequent proceedings arising therefrom in view of the compromise (Annexure P/2).

The FIR has been registered on the statement of complainant on the allegations that the accused-petitioners used to make demand of dowry and harassed her mentally and physically. Now with the intervention

of respectable persons, the matter has been amicably compromised between the parties and they have resolved their disputes and differences.

Keeping in view the fact that the parties have entered into a compromise, they were directed to appear before the trial court/Illaqa Magistrate for getting their statements recorded in support of the compromise. In pursuance of the direction, a report has been received from Judicial Magistrate First Class at Chandigarh, stating that the compromise arrived at between the parties is without any pressure or coercion from any one and the same is genuine one.

Learned counsel for the UT Chandigarh, on instructions from the Investigating Officer and learned counsel for the complainant-respondent No.2 admit the factum of compromise and submit that in case the parties have indeed settled their dispute, the State would have no objection to the quashing of the FIR, in view of the law laid down by the Hon'ble Supreme Court.

I have heard learned counsel for the parties and have gone through the record.

In a decision, based on compromise, none of the parties is a loser. Rather, a compromise not only brings peace and harmony between the parties to a dispute, but also restores tranquility in the society. After considering the nature of offences allegedly committed and the fact that both the parties have amicably settled their dispute, continuance of criminal prosecution would be an exercise in futility, as the chances of ultimate conviction are bleak.

Consequently, keeping in view the fact that the dispute has been amicably settled and in view of the law laid down by the Hon'ble Supreme Court in **Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466**, this petition is allowed and FIR No.17 dated 25.1.2016, under Sections 498-A and 406 IPC, registered at Police Station Women, Sector 17, Chandigarh (Annexure P/1) and all subsequent proceedings arising out of the same are quashed qua petitioner.

The petition stands disposed of.

September 24, 2018  
Vijay Asija

( **JAISHREE THAKUR** )  
**JUDGE**

Whether speaking/reasoned  
Whether Reportable

Yes / No  
Yes / No