

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

1. CRM-M-1255-2016

Preeti Farmah

...Petitioner

Versus

State of Punjab and others

...Respondents

2. CRM-M-20652-2017

Ritu Pharmah

... Petitioner

Versus

State of Punjab and others

..... Respondents

Date of Decision: July 18, 2018

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Saurabh Kapoor, Advocate
for the petitioner(s).

Ms. Rajni Gupta, Sr. D.A.G., Punjab.

Ms. Rupinder Kaur Thind, Advocate for
Mr. Hitesh Kaplish, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

This Court through this common order proposes to dispose of
above noted both petitions as they arise out of the same FIR.

These petitions have been filed under Section 482 of the Code
of Criminal Procedure seeking quashing of the FIR No. 141 dated

10.12.2013, under Sections 498-A, 406 and 420 of the IPC, registered at Police Station Goraya, Jalandhar City and all subsequent proceedings arising therefrom in view of the compromise entered into between the parties.

The petitioner in CRM-M-1255-2016 has approached this Court for quashing of order dated 02.11.2015 and the petitioner in CRM-M-20652-2017 has filed the petition for quashing of FIR registered under above-said Sections and all subsequent proceedings arising therefrom in view of the compromise entered into between the parties.

Learned counsel for the petitioners contends that the petitioners herein are the sister-in-laws of the complainant and living in their matrimonial homes. The dispute arose between the brother of the petitioner-Taran Kumar alias Tarun Kumar and his wife-Vandana Rani, which led to the registration of FIR. However with the intervention of respectable persons of the society, the said matrimonial dispute has been amicably settled and the parties entered into a compromise and decided to part their ways peacefully and their statements got recorded before the Ilaqa Magistrate regarding the genuineness of the compromise and thereafter proceedings initiated qua Taran Kumar alias Tarun Kumar under the said FIR came to be quashed in CRM-M-47535-2017 and CRM-M-47620-2017 by order dated 16.02.2018.

Learned counsel for the petitioners contends that since the FIR itself stands quashed in the aforesaid matter, the instant petition too ought to be allowed in the same terms.

Learned counsel appearing on behalf of the complainant

admitted the fact that the FIR has been quashed qua Taran Kumar alias Tarun Kumar in the aforesaid FIR while supported the contentions made by the opposite counsel.

I have heard learned counsel for the parties and 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. 141 dated 10.12.2013, under Sections 498-A, 406 and 420 of the IPC, registered at Police Station Goraya, Jalandhar City and all subsequent proceedings arising out of the same are quashed qua the petitioners herein.

Photocopy of this order be also placed in the connected case.

July 18, 2018
seema

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No