

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

**CRM-M-1756-2018 (O&M)
Date of decision: 20.12.2018**

Reena and another

...Petitioners

Versus

Daropti and another

..Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. Ravinder Singh Advocate
for the petitioners.

Mr. Manish Kumar Singla, Advocate
for respondent No.1.

Mr. Sukhbeer Singh, AAG, Punjab.

RAJ SHEKHAR ATTRI, J.(Oral)

By invoking Section 482 of the Code of Criminal Procedure, the petitioners have prayed for quashing of FIR No.102 dated 24.07.2016, under Sections 306 and 506 of the Indian Penal Code (for short 'IPC') registered at Police Station Lalru and subsequent proceedings arising therefrom on the basis of compromise.

In the present case, the FIR was registered on the statement of Daropti wife of Late Ghansham Dass. Now, dispute between the parties has been resolved.

It has been submitted by learned State counsel that although Hans Raj committed suicide by consuming poison but after death, he left behind no suicide note. Thereafter, his mother lodged FIR on the ground that the petitioner was threatening him to file a false case with regard to demand of dowry.

Vide order dated 30.07.2018, the parties were directed to appear before the learned trial court/illaqa magistrate to get their statements recorded with regard to genuineness of compromise.

Pursuant thereto, a report has been submitted by the learned Judicial Magistrate Ist Class, Dera Bassi wherein it has been reported that statements of the parties have been recorded and compromise entered between the parties is voluntarily without any pressure being result of amicable settlement.

Learned counsel for the State as well as learned counsel for respondent No.1 have not disputed that the parties i.e. petitioners, respondent No.1 (complainant), have arrived at a settlement with an intent to give burial to their differences.

Perusal of allegations in the FIR reveals that the present case squarely falls in the category of cases that can be quashed by the High Court, in exercise of its inherent power under Section 482 Cr.P.C. Keeping in view authoritative enunciation of law laid down by Hon'ble the Supreme Court in **'Gian Singh v. State of Punjab and another', 2012 (4) R.C.R. (Criminal) 543** and in the light of facts and circumstances discussed hereinbefore, this Court is of the considered opinion that continuation of criminal proceedings would amount to abuse of process of law and it is expedient in the interest of justice that the same are put to an end.

For the foregoing reasons, the petition is allowed and FIR No.102 dated 24.07.2016, under Sections 306 and 506 IPC registered at Police Station Lalru and subsequent proceedings arising therefrom on the basis of compromise stands quashed qua petitioners.

December 20, 2018
m. sharma

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned	:	yes/no
Whether reportable	:	yes/no