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

CRM-M-17161-2017 (O&M)

Date of decision: 16.05.2018

Jagpreet and others

...Petitioner(s)

Versus

Neha

...Respondent(s)

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Rajender Kumar, Advocate
for the petitioners.

Mr. Bhupinder Singh, Advocate
for the respondent.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 482 Cr.P.C. for quashing of the complaint/application No.15 of 2016 dated 6.9.2016/13.9.2016 under Section 12 of the Protection of Women from Domestic Violence Act, 2005 (43 of 2005) filed in the court of Judicial Magistrate Ist Class, Karnal (Annexure P/1).

The complaint/application has been filed in the Court on behalf of respondent-Neha on the allegations of harassment and torture on account of demand of dowry.

The petitioners herein filed the instant petition for quashing of the complaint by saying that the same is false, vague and an abuse of process of law.

During the pendency of the present petition, the parties

expressed their desire to settle the dispute amicably and requested to refer the matter for mediation. Therefore, the matter was referred to the Mediation and Conciliation Centre of this Court vide order dated 6.10.2017.

The Mediation and Conciliation Centre submitted the report dated 11.10.2017 vide which it was informed that the parties have settled the matter vide settlement dated 6.10.2017, which is on record.

The learned counsel for the petitioners submits that since the matter stands compromised/settled between the parties as per settlement dated 6.10.2017 before the Mediation and Conciliation Centre, the complaint filed by the complainant-respondent and all subsequent proceedings thereof may be quashed.

The learned counsel for the respondent raised no objection for the quashing of the complaint in view of the settlement/compromise dated 6.10.2017 arrived at between the parties, 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 complaint/application No.15 of 2016 under Section 12 of the Protection of Women from Domestic Violence Act, 2005 (43 of 2005) filed in the Court of Judicial Magistrate Ist Class, Karnal and all subsequent proceedings arising out of the same are quashed.

The petition stands disposed of accordingly.

May 16 , 2018

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**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes
Yes/No