

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

Crl. Misc. M- 19804-2018 (O&M)
Date of Decision: 03.08.2018.

Ranjodh Singh and others

...Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Gaurav Kalshi, Advocate
for the petitioner(s).

Ms. Seena Mand, DAG, Punjab

Mr. J.S. Dhaliwal, Advocate
for respondent Nos. 2 to 5.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.31 dated 12.04.2017 registered under Sections 498A, 406, 506, 107, 116 of Indian Penal Code at Police Station Valtaha, District Tarn Taran (Annexure P/1) and all subsequent proceedings arising therefrom in view of the compromise dated 19.3.2018 (Annexure P/4).

The FIR has been registered on the statement of complainant-Gurcharan Singh on the allegations that the accused-petitioners started harassing the daughter of the complainant namely Kulbir Kaur in her matrimonial house for not bringing Swift Car and her share in the land in spite of giving enough dowry articles in the marriage. The accused-petitioners also threatened the daughter of the complainant to kill her, if

their demand is not fulfilled. Being fed up from the harassment by the accused-petitioners the daughter of the complainant attempted to kill herself.

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/Illaq Magistrate for getting their statements recorded in support of the compromise. In pursuance of the direction, a report dated 8.6.2018 has been received from Judicial Magistrate First Class at Patti, 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 Deputy Advocate General, Punjab, 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.31 dated 12.04.2017 registered under Sections 498A, 406, 506, 107, 116 of Indian Penal Code at Police Station Valtoha, District Tarn Taran and all subsequent proceedings arising out of the same are quashed.

The petition stands disposed of.

August 03, 2018

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No