

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

Crl. Misc. M-33657 of 2018 (O&M)

Date of Decision: 27.09.2018

Harpreet Singh and others

..... Petitioners

versus

State of Punjab and another

..... Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. L.S.Mann, Advocate
for the petitioners.

Ms. Rajni Gupta, DAG, Punjab.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.148 dated 11.12.2010 (Annexure P/1), registered under Sections 498-A, 506 of Indian Penal Code at Police Station Bullowal, District Hoshiarpur, and all subsequent proceedings arising therefrom in view of the compromise (Annexure P/2).

The FIR has been registered on the statement of complainant-Ranjit Kaur on the allegations that she was married to petitioner Harpreet Singh on 18.01.2008 as per Sikh rites and ceremonies but her in-laws were not satisfied with the dowry given in marriage and started maltreating her on the pretext of bringing less dowry and also started demanding a car. Out of the wedlock a baby boy was born to her on 15.12.2008 but on 16.06.2009 she was turned out of the matrimonial home after being beaten up. Now the

matter has been compromised with the intervention of respectables of the

society and she does not want to pursue the present criminal proceedings against the petitioner.

Keeping in view the fact that the parties have entered into a compromise, they were directed to appear before the Illaqua Magistrate for getting their statements recorded in support of the compromise. In pursuance of the direction, a report has been received from Judicial Magistrate 1st Class, Hoshiarpur 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 admit the factum of compromise and submits 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

543, this petition is allowed and FIR No.148 dated 11.12.2010 (Annexure P/1), registered under Sections 498-A, 506 of Indian Penal Code at Police Station Bullowal, District Hoshiarpur, and all subsequent proceedings arising out of the same are quashed.

The petition stands disposed of.

27.09.2018
sunita

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No