

313.

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-21987-2019

Date of decision: 12.03.2020

Jaspreet Singh

... Petitioner

versus

State of Punjab and Anr.

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. S.S. Behl, Advocate, for the petitioner.

Ms. Ruchika Sabherwal, AAG, Punjab, for respondent No.1.

Respondent No.2 in person.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 482 Cr.P.C. is for quashing of F.I.R. No.0031 dated 07.10.2016 registered under Sections 406/498A of IPC at Police Station Women, District SAS Nagar, Mohali.

Learned counsel for the petitioner, while referring to the settlement/compromise dated 25.04.2019, submits that the matter has been compromised between the parties and even a decree of divorce under Section 13-B of Hindu Marriage Act has been passed whereby the marriage of the parties has been dissolved by the learned Additional District Judge, Chandigarh, vide order dated 07.02.2020. He has produced a certified copy of the judgment passed in petition filed under Section 13-B of Hindu Marriage Act.

The parties including respondent No.2-complainant, namely, Mandeep Kaur are present in person.

Mr. Behl, learned counsel for the petitioner, on the basis of identification made by the petitioner, identified respondent No.2-complainant.

The complainant has been interacted by this Court and she has fairly submitted that she has no objection in case the present FIR is quashed qua the petitioner as the matter has been compromised and a decree of divorce has been passed.

Having heard learned counsel for the parties and noticing the fact that the matter has been settled between the parties before the Mediation and Conciliation Centre of this Court in ***CRM-M-14673 of 2017*** titled as ***Sukhchain Singh and another Versus State of Punjab and another*** vide settlement/ compromise dated 25.04.2019, coupled with the fact that decree of divorce granted by the learned Additional District Judge, Chandigarh in proceedings under Section 13-B of Hindu Marriage Act whereby the marriage between the parties has been dissolved, this Court finds that no useful purpose would be served to keep the proceedings alive as the matter has been settled between the parties.

In view of the above the present petition is allowed and F.I.R. No.0031 dated 07.10.2016 registered under Sections 406/498A of IPC at Police Station Women, District SAS Nagar, Mohali is quashed qua the petitioner, however, that would be subject to payment of costs of Rs.10,000/- to be deposited by the petitioner with the Government Medical College and Hospital, Sector 32, Chandigarh, within one month from today. The Medical Superintendent shall ensure that the amount so deposited by the petitioner is utilized for the welfare of poor patients only.

(HARI PAL VERMA)
JUDGE

12.03.2020

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Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No