

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

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CRM-M-25398-2020

Date of Decision : 01.09.2020

Devinder Singh and others

..... Petitioners

vs

State of Haryana and another

.... Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present : Mr.Ravinder Bangar, Advocate
for the petitioners.

RITU BAHRI, J. (Oral)

Quashing of FIR No. 10 dated 21.01.2018, under Sections 354, 377, 406, 498-A, 506 IPC, registered at Police Station, Bilaspur, District Yamuna Nagar (Annexure P-1) is sought on the basis of compromise dated 04.08.2020 (Annexure P-2).

Petitioner No.1 and respondent No.2 solemnized marriage on 27.02.2016. Out of this wedlock, one girl child-Tarnit Kaur was born on 25.04.2017. However, an FIR was registered against petitioner No.1 on 21.01.2018.

With the assistance of respectable persons, the matter has now been amicably resolved between the respondent No.2-complainant and the petitioner vide compromise deed dated 04.08.2020 (Annexure P-2).

Notice of motion.

On asking of the Court, Ms.Sheenu Sura, DAG, Haryana, accepts notice on behalf of the State.

Mr. Veenus Malik, Advocate has put in appearance on behalf of complainant-respondent No.2 and states that the matter has been duly compromised. As per compromise (Annexure P-2), a joint statement has been recorded in a petition under Section 13-B of the Hindu Marriage Act on 05.08.2020 before the Court of Additional Principal Judge, Family Court, Yamuna Nagar at Jagadhri (Annexure P-3).

Consequently, in view of the judgment of the Hon'ble Supreme Court in the case of **Madan Mohan Abbot vs. State of Punjab 2008(2) RCR (Criminal) 429**, the law laid down by the Full Bench of this Court in the case of **Kulwinder Singh and Ors. vs. State of Punjab and another 2007(3) RCR (Crl.) 1052**, this Court is of the view that no useful purpose would be served in prolonging the litigation.

Keeping in view the prevailing situation of Covid-19, since the complainant has already put in appearance and has stated that a joint statement in a petition under Section 13-B of the Hindu Marriage Act has already been made on 05.08.2020. As per compromise (Annexure P-2), she has already received Rs.5 lakhs as maintenance at the time of statement of first hearing in a divorce petition and remaining Rs.5,51,000/- will be paid at the time of second hearing, FIR No. 10 dated 21.01.2018, under Sections 354, 377, 406, 498-A, 506 IPC, registered at Police Station, Bilaspur, District Yamuna Nagar, is quashed with all consequential proceedings arising therefrom qua the petitioners.

The petition stands disposed of accordingly.

01.09.2020
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(RITU BAHRI)
JUDGE

Whether Speaking/Reasoned: Yes/No
Whether Reportable : Yes/No