

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

CRM-M-38484 of 2019 (O&M)
Date of Decision: January 28, 2020

Ravi Bhandari and another

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Gagan Chawla, Advocate
for the petitioners.

Mr. Tanuj Sharma, AAG Haryana.

Complainant-respondent No.2 in person along with her father.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.14 dated 12.02.2018 registered under Sections 498-A, 406, 34 of Indian Penal Code at Police Station Women Gurugram, Haryana (Annexure P/1) and all subsequent proceedings arising therefrom in view of the compromise (Annexure P/3).

The FIR has been registered on the statement of complainant-Timsi Luthra on the allegations that after her marriage, the accused-petitioners started harassing her for the demand of dowry. 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/Illaqa Magistrate for getting their statements recorded in support of the compromise. In pursuance of the direction, a report has been received from Judicial Magistrate First Class at Gurugram, stating that the compromise arrived at between the parties is without any pressure or coercion from anyone and the same is genuine one.

Counsel for the petitioners herein submits that out of the total settled amount of ₹ 19 lacs, he is handing over final and balance payment of ₹ 9 lac by way of a demand draft (a photocopy of the demand draft is retained on record) along with other articles.

The complainant, who is present in the court along with her father, has received the said demand draft along with other articles and she does not have any objection if the FIR is quashed.

Learned State counsel, on instructions from the Investigating Officer admits to 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 Court in **Narinder Singh and others vs. State of Punjab and another, (2014) 6 SCC 466**, this petition is allowed and FIR No.14 dated 12.02.2018 registered under Sections 498-A, 406, 34 of Indian Penal Code at Police Station Women Gurugram, Haryana and all subsequent proceedings arising out of the same are quashed qua the petitioners herein.

January 28, 2020
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No