

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

Crl. Misc. M 44802 of 2019 (O&M)  
Date of decision: 18.2.2020

Ruchin Katyal and others

...Petitioners

Versus

State of Haryana and another

...Respondents

**CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR**

Present: Mr. Gaurav Bhayyia Gilhotra, Advocate  
for the petitioners.

Mr. Tanuj Sharma, AAG, Haryana.

Mr. S.N. Sharma, Advocate,  
for respondent No.2.

**JAISHREE THAKUR, J. (Oral)**

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking for quashing of FIR No. 41 dated 14.2.2015 (Annexure P/1) registered under Sections 406 and 498-A IPC at Police Station Ambala Cantt, District Ambala and all subsequent proceedings arising therefrom in view of the compromise (Annexure P/2).

The marriage of the complainant was solemnized with petitioner No.1 on 12.5.2003, as per Hindu rites at Ambala. However, due to temperamental differences between the husband and wife, matrimonial dispute arose and the aforesaid FIR has been registered on the statement of complainant-Meenakshi. Now with the intervention of respectable persons, the matrimonial dispute has been amicably settled between the parties and they have entered into a compromise.

Keeping in view the fact that the parties have entered into a compromise, they were directed to appear before learned trial court for getting their statements recorded in support of the compromise. In pursuance of the direction, a report has been received from the Chief Judicial Magistrate, Ambala, 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 counsel for the petitioners submits that in terms of the compromise, a petition under Section 13-B of the Hindu Marriage Act has already been filed in which statements of the parties have been recorded in the first motion and now the case is fixed for 26.5.2020 for recording the statement for second motion. It is submitted that part payment has already been made and the balance payment of ₹1,56,000/- is being made today by way of two Bank Drafts, photocopy of which have been placed on the record.

Respondent No.2, who is present in Court, receives the aforesaid two bank drafts and undertakes to appear before the court below on 26.5.2020 to make her statement in terms of the compromise arrived at between the parties.

Learned Assistant Advocate General, Haryana, on instructions from the Investigating Officer admits the factum of compromise and submit that in case the parties have indeed settled their matrimonial 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 also 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 matrimonial 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 matrimonial dispute has been amicably settled and in view of the law laid 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. 41 dated 14.2.2015 (Annexure P/1) registered under Sections 406 and 498-A IPC at Police Station Ambala Cantt, District Ambala and all subsequent proceedings arising out of the same are quashed.

The petition stands disposed of.

**18.2.2020**

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**(JAISHREE THAKUR)**  
**JUDGE**

Whether speaking/reasoned

Yes

Whether reportable

No