

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

CRM-M No.53562 of 2019

Date of Decision:20.03.2020

Parv Sharma and others

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Ms. Jaspreet Kaur, Advocate
for the petitioners.

Ms. Mahima Yashpal, DAG, Haryana.

Mr. Ashish Yadav, Advocate
for respondent No.2.

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JAISHREE THAKUR, J. (ORAL)

1. This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.180 dated 01.05.2019 registered under Sections 323, 328, 342, 406, 420, 498-A Indian Penal Code at Police Station Sadar, Thanesar (Annexure P-1) and all subsequent proceedings arising therefrom in view of the compromise effected between the parties.

2. The FIR has been registered on the statement of complainant-respondent No.2 levelling allegations of harassment on account of 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.

3. Keeping in view the fact that the parties have entered into a compromise, they were directed to appear before the trial court/Illaq

Magistrate for getting their statements recorded in support of the compromise. In pursuance of the direction, a report has been received from Additional Chief Judicial Magistrate, Kurukshetra stating that the compromise arrived at between the parties is without any pressure or coercion from any one and the same is genuine one.

4. Learned Deputy Advocate General, Haryana on instructions from the Investigating Officer and Mr. Ashish Yadav, learned counsel appearing for respondent No.2 admit the factum of compromise and the counsel appearing for respondent-State 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.

5. I have heard learned counsel for the parties and have gone through the record.

6. 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.

7. 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 FFIR No.180 dated 01.05.2019 registered under Sections 323, 328, 342, 406, 420, 498-A Indian

Penal Code at Police Station Sadar, Thanesar (Annexure P-1) and all subsequent proceedings arising out of the same are quashed qua petitioners.

(JAISHREE THAKUR)
JUDGE

March 20, 2020
Pankaj*

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