

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M- 25574-2021 (O&M)

Date of Decision: 06.09.2021

Sumit Kumar

... Petitioner

VERSUS

State of Haryana and another

.... Respondents

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

Present Mr. Abhimanyu Singh, Advocate  
for the petitioner.

Ms. Mahima Yashpal, DAG, Haryana  
for respondent No.1 -State.

Mr. Lukesh Gullen, Advocate  
for respondent No. 2.

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

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No. 98 dated 07.04.2021 under Sections 406, 498-A IPC (Sections 34, 323, 354 and 506 IPC were deleted later on) registered at Police Station Civil Lines, District Rohtak and all subsequent proceedings arising therefrom in view of the compromise.

The FIR has been registered on the statement of respondent No.2 that the petitioner who is husband, harassed her for demand of dowry and thrown her out of the matrimonial house after giving beatings to her. 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 Chief Judicial Magistrate Rohtak 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 State counsel, on instructions from the Investigating Officer admits 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. 98 dated 07.04.2021 under Sections 406, 498-A IPC (Sections 34, 323, 354 and 506 IPC were deleted later on) registered at Police Station Civil Lines, District Rohtak and all subsequent proceedings arising out of the same are quashed qua the petitioner herein.

06.09. 2021

*seema goran*

(JAISHREE THAKUR)

JUDGE

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|---------------------------|-----|
| Whether speaking/reasoned | Yes |
| Whether reportable        | No  |