

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

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**CRM-M-31399-2021
Date of decision : 07.10.2021**

NEALESH KAPOOR AND ORS.

.....Petitioners

Versus

STATE OF HARYANA AND ANOTHER

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present : Mr. Abhinav Gupta, Advocate
for the petitioners.

Ms. Tanushree Gupta, DAG, Haryana
for respondent No. 1-State.

Mr. Pradhuman Garg, Advocate
for respondent No. 2

SANT PARKASH, J. (ORAL)

Prayer in this petition under Section 482 of the the Code of Criminal Procedure, 1973 is for quashing of FIR No.264 dated 26.12.2019 registered under Sections 323, 354, 377, 406, 498-A of the Indian Penal Code, 1860 (for short 'the IPC') in Police Station Sector 32-33, Karnal, District Karnal with all consequential proceedings arising therefrom in view of the compromise dated 05.03.2021 (Annexure P-2) arrived at between the parties.

The above said FIR was registered on complaint made by respondent No. 2-Megha Bharti. In the complainant, respondent No. 2 alleged that her marriage was solemnized with Nealesh Kapoor on 28.04.2017 in accordance with Hindu rites and ceremonies. The accused persons made dowry demands on various occasions as

mentioned in the complaint and treated her with cruelty for not meeting their dowry demands and criminally misappropriated her dowry articles. On 03.05.2019, the accused persons gave severe beating to respondent No. 2 and threw her out of the matrimonial house for not fulfilling their demand of dowry of Rs. 50 lacs.

Vide order dated 06.08.2021, Co-ordinate Bench of this Court directed the private parties to appear before the trial Court/Illaq Magistrate on 06.09.2021 for recording of their statements with regard to compromise/settlement and directed the Trial Court/Illaq Magistrate to submit a report regarding the genuineness and voluntary nature of the compromise.

In compliance with the above said order, learned Judicial Magistrate First Class, Karnal has recorded the statements of both the parties and submitted report vide letter No. 881 dated 22.09.2021, duly forwarded by the learned District and Sessions Judge, Karnal vide letter No. 11223 dated 23.09.2021.

A perusal of the report of learned Judicial Magistrate First Class, Karnal clearly reveals that the matter has been compromised by the parties with their free consent, voluntarily and without any coercion or undue influence.

I have heard learned Counsel for the parties and gone through the case file.

Learned State Counsel has no objection in case the FIR along with all subsequent proceedings arising therefrom is quashed on the basis of compromise effected between the parties.

The offences involved in the present case are

overwhelmingly and predominantly of private character. The parties have resolved their entire dispute. The compromise will also contribute to peace and harmony in the society. In view of the above, the petition is allowed and FIR No.264 dated 26.12.2019 registered under Sections 323, 354, 377, 406, 498-A of the IPC in Police Station Sector 32-33, Karnal, District Karnal is quashed with all consequential proceedings arising therefrom.

07.10.2021

kavneet singh

**(SANT PARKASH)
JUDGE**

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