

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

Crl. Misc. M-37618 of 2020 (O&M)
Date of Decision: 31.3.2021

Edison Eric

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Peeush Gagneja, Advocate
for the petitioners.

Mr. P.P. Chahar, DAG, Haryana.

Mr. J.S. Chahal, Advocate,
for respondent No.2.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No. 65 dated 7.6.2018 registered under Sections 354, 377, 406, 498-A, 506 of the Indian Penal Code at Police Station Jagadhri Sadar, District Yamuna Nagar (Annexure P/1) and all subsequent proceedings arising therefrom in view of the compromise (Annexure P/2).

The marriage of the petitioner was solemnized with complainant-Ankita on 17.6.2016. However, due to temperamental differences between the parties, matrimonial dispute arose and the above said FIR was registered for the above mentioned offences against the petitioner. Now with the intervention of respectable persons of the area, the

matrimonial dispute has amicably been resolved in terms of compromise (Annexure-P2) entered into between the parties.

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 Judicial Magistrate First Class, Yamuna Nagar at Jagadhri, stating that the compromise arrived at between the parties is without any pressure or coercion from anyone and the same is genuine one.

Learned Assistant Advocate General, Haryana, on instructions from the Investigating Officer and learned counsel for complainant-respondent No.2 admit 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 gone through the record.

In a decision, based on compromise, none of the parties is a loser. Rather, 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 the matrimonial 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. 65 dated 7.6.2018 registered under Sections 354, 377, 406, 498-A, 506 of the Indian Penal Code at Police Station Jagadhri Sadar, District Yamuna Nagar (Annexure P/1) and all subsequent proceedings arising out of the same are quashed.

The petition stands disposed of.

31.3.2021
prem

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No