

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

224-2

CRM-M-3300-2020

Date of decision : 02.12.2022

Jatin Kumar @ Jatinder Kumar and Ors.

..... Petitioners

V/S

State of Punjab and Anr.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Mr. Mandeep Singh Sachdev, Advocate
for the petitioners.

Mr. Mohinder Singh Joshi, Addl. A.G. Punjab.

Mr. Zohel Sidhu, Advocate
for respondent No.2.

AMARJOT BHATTI J. (ORAL)

The petitioners-Jatin Kumar @ Jatinder Kumar, Harbhajan Dass, Manjit Kaur, Monika Rani and Sukhwinder Kumar @ Sukhwinder Singh, have filed the instant petition under Section 482 of Cr.P.C. for quashing the FIR No.27 dated 13.03.2015 registered under Section 498-A of IPC at police station Adampur, District Jalandhar along with all other subsequent proceedings arising therefrom, on the basis of compromise.

As per the facts of the present FIR Manjit Kaur – Complainant filed a written complaint against her husband-Sukhwinder Kumar @ Sukhwinder Singh (petitioner No.5) and others, alleging that she got married with Sukhwinder Kumar @ Sukhwinder Singh on 09.10.2009, who was residing abroad. Her parents had given dowry

beyond their capacity. Her husband went to Italy on 19.10.2012, after leaving her at her parental house and thereafter, did not return. She went to her matrimonial home, where she was ill-treated and was turned out of the matrimonial home by her in-laws. She was harassed by her husband and entire in-laws family, throughout this period. Efforts were also made to settle the dispute, but it could not materialize. Ultimately, the present FIR has been registered.

The petitioners filed this petition for the quashing of aforesaid FIR on the basis of compromise. The petitioners and respondent No.2 were directed to appear before the trial Court/Illaq Magistrate for recording their statements on the basis of compromise. The detailed report regarding compromise has been received from the court of Judicial Magistrate, 1st Class, Jalandhar dated 22.09.2020. The statement of complainant-Manjit Kaur through Attorney Smt. Balwinder Kaur(mother of the complainant) has been recorded, where she confirmed the compromise with petitioners. She confirmed that this compromise has been effected without any pressure, coercion from any side and she has no objection regarding quashing of FIR.

The petitioners- Jatin Kumar @ Jatinder Kumar, Harbhajan Dass, Manjit Kaur, Monika Rani and Sukhwinder Kumar @ Sukhwinder Singh, also confirmed this fact in their separate statements.

Therefore, from the report of Judicial Magistrate, 1st Class, Jalandhar, it is clear that the compromise has been effected between the parties without any pressure, coercion or undue influence, which is acceptable to both the parties. They have mutually settled all the disputes. They will be able to live in peace and harmony. It will also

prevent future litigation. No purpose would be served with the continuation of criminal proceedings.

Therefore considering these fact the petition filed by the petitioners is accepted and the FIR No.27 dated 13.03.2015 registered under Section 498-A of IPC at police station Adampur, District Jalandhar and the consequential proceedings arising therefrom are quashed.

Accordingly, the present petition stands disposed of.

(AMARJOT BHATTI)
JUDGE

02.12.2022

Sunil Devi

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No