

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

CRM-M-29756-2022

Date of Decision:- 22.11.2022

RANBIR @ TENNY

...Petitioner

Vs.

STATE OF HARYANA & ANR.

...Respondents

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Sunil Polist, Adv. for the petitioner.
Ms. Deepshikha Chauhan, Additional A.G, Haryana.
Mr. Mohit Rathee, Advocate for the respondent No.2.

AMARJOT BHATTI, J. (Oral)

The petitioner has filed the instant petition under Section 482 Cr.P.C. for quashing of the FIR No.245 dated 23.11.2020 under Sections 323/406/498-A/506 IPC registered at Police Station Siwan, Kaithal and the consequent proceedings arising therefrom on the basis of compromise.

As per the facts of the case Manju the complainant filed complaint against her husband Ranbir @ Tenny and others with the allegations of maltreatment and demand of dowry. She stated that she got married with Ranbir @ Tenny on 19.11.2013 according to Hindu Rites and Ceremonies. Her parents had given dowry more than their status. After few days of marriage she was maltreated on account of demand of more dowry in the shape of gold ornaments and motorcycle. She has narrated the incident of maltreatment given to her in the matrimonial home. Ultimately she was turned out of the matrimonial home on 15.05.2020 and since then she is residing in her parental house.

The petitioner filed this petition for quashing of aforesaid FIR on the basis of compromise. Notice of petition was given to the respondents. The respondent No.2 admitted the compromise. The parties were directed to appear before the Illaqa Magistrate/trial Court for recording their statement regarding the said compromise. The detailed report dated 03.09.2022 received from the court of Manvika Yadav, Duty Magistrate, Kaithal. The learned Duty Magistrate recorded the statement of the petitioner Ranbir @ Tenny and complainant Manju confirming the compromise. They also confirmed that this compromise has been effected with their free will without any pressure or coercion. ASI Baljit Singh also confirmed that no other case is pending against the petitioner nor he has been declared proclaimed offender.

Learned counsel appearing on behalf of the State has not disputed the fact of compromise arrived at between the parties.

I have heard the arguments of learned counsel for the parties and have gone through the record carefully. As per the compromise report received vide letter dated 03.09.2022 the matter has been mutually settled between the parties. The complainant Manju Sharma in her statement admitted that in view of the compromise she is living in her matrimonial home for the last 4-5 months, therefore, she does not want to pursue the proceedings in the aforesaid FIR. Ranbir Sharma the petitioner has also confirmed this fact. The statement of ASI Baljeet Singh has been recorded who confirmed that in this FIR the accused has never been declared as Proclaimed Offender and no other case is pending against the accused. Learned Magistrate confirmed that this compromise has been effected

between the parties with their free consent without any coercion. Both husband and wife are happily residing in the matrimonial home. Under these circumstances, no purpose would be served to continue with the proceedings of criminal case registered on the basis of the aforesaid FIR. This compromise will brought peace and harmony in the life of the petitioner and respondent No.2 and one matrimonial home has been saved.

Considering these facts, the petition filed by the petitioner is allowed and the FIR No.245 dated 23.11.2020 under Sections 323/406/498-A/506 IPC registered at Police Station Siwan, Kaithal and the consequential proceedings arising therefrom are quashed.

Accordingly, the present petition stands disposed of.

22.11.2022
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(AMARJOT BHATTI)
JUDGE

Whether the speaking/reasoned:- Yes/No

Whether the reportable:- Yes/No