

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M-38230-2022

Date of decision : 14.12.2022

Arun Kumar Yadav and Anr.

..... Petitioners

V/S

State of Haryana and Anr.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Mr. Saurabh Savara, Advocate, for the petitioners.

Ms. Deepshikha Chauhan, AAG, Haryana.

Mr. N.K.Malhotra, Advocate for respondent No.2.

AMARJOT BHATTI J. (ORAL)

The petitioners- Arun Kumar Yadav and Partap Singh have file the instant petition under Section 482 of Cr.P.C. for quashing of FIR No.85 dated 30.06.2018, registered under Sections 498-A, 406, 506 and 34 of IPC at Women Police Station , District Rohtak and all the subsequent proceedings arising therefrom, on the basis of compromise between the parties.

As per the facts of the case, the complainant-Monika gave written complaint to the police against her husband-Arun Kumar Yadav and others, that her marriage was performed on 07.12.2014 with petitioner No.1-Arun Kumar Yadav. Her parents had given dowry articles as per their status. They had spent entire money received on the retirement of her father. She has given detail of articles given at the time of marriage, even then her husband and in-laws family were

unhappy with the dowry articles. They raised demand for gold ornaments and cash amount. Her husband was unhappy, as he was given a petrol car but he wanted to have a diesel vehicle. They were raising demand of Rs.5 lacs to purchase luxury vehicle. Her parents arranged Rs.2 lacs and thereafter her husband and his family started demanding balance of Rs.3 lacs. During this period, she suffered a miscarriage. Her parents gave money on different occasions, but there was no change in their behaviour, ultimately, she returned to her parental house. With these allegations, 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 the court of Judicial Magistrate, First Class, Rohtak dated 19.09.2022. The statement of complainant-Monika has been recorded, where she confirmed the compromise with the 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-Arun Kumar Yadav and Partap Singh also confirmed this fact in their separate statement. The statement of SI Chand Kaur is also recorded who further confirmed that the accused are neither involved in any other case nor have been declared as proclaimed offenders.

Therefore, from the report of Judicial Magistrate, First Class, Rohtak 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 their disputes. Now they will be able to live peacefully and future litigation will also come to an end. Therefore, no purpose would be served with the continuation of criminal proceedings.

Therefore considering these facts the petition filed by the petitioners is accepted and FIR No.85 dated 30.06.2018, registered under Sections 498-A, 406, 506 and 34 of IPC at Women Police Station, District Rohtak and the consequential proceedings arising therefrom are quashed.

Accordingly, the present petition stands disposed of.

(AMARJOT BHATTI)
JUDGE

14.12.2022
Sunil Devi

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No