

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M-50894-2022

Date of decision : 16.12.2022

Lalit Kumar and Ors.

..... Petitioners

V/S

State of Haryana and Anr.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Mr. Surender Saini, Advocate, for the petitioners.

Ms. Deepshikha Chauhan, AAG, Haryana.

Mr. Jaswinder Singh Rana, Advocate for respondent No.2.

AMARJOT BHATTI J. (ORAL)

The petitioners- Lalit Kumar, Ganga Swarup and Sharda Devi have filed the instant petition under Section 482 of Cr.P.C. for quashing of FIR No.61 dated 13.09.2019, registered under Sections 323, 34, 406, 498-A, 506 of IPC at Women Police Station, District Sonapat and all the subsequent proceedings arising therefrom, on the basis of compromise between the parties.

As per the facts of the case, the complainant-Archana Sharma got married with Lalit on 04.11.2009. Her parents had given dowry articles beyond their capacity. After few days of marriage her husband and in-laws started harassing her and even gave beatings to her for bringing less dowry. The Panchayat was also convened few times, where they admitted their mistake and assured that they will not demand dowry. After six years of marriage, she was turned out of the

matrimonial home and her husband filed a divorce case. Whereas she has filed a complaint under Domestic Violence Act as well as for grant of maintenance. During the pendency of the case, the matter was reconciled and she went back to the matrimonial home, but he again started harassing her on demand of dowry. He has again started beating her after the withdrawal of all the cases. She was again beaten up on 03.07.2019. Ultimately, the present case 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 First Class, Sonapat dated 13.12.2022. The statement of complainant-Archana Sharma 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- Lalit Kumar, Ganga Swarup and Sharda Devi also confirmed this fact in their separate statement. The statement of SHO Sudesh 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, Sonapat 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.61 dated 13.09.2019, registered under Sections 323, 34, 406, 498-A, 506 of IPC at Women Police Station, District Sonipat and the consequential proceedings arising therefrom are quashed.

Accordingly, the present petition stands disposed of.

(AMARJOT BHATTI)
JUDGE

16.12.2022
Sunil Devi

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