

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

**CRM-M No.6915 of 2023 (O&M)
Date of Decision: 01.08.2023**

Raymen Singh

...Petitioner

Versus

State of Haryana & Anr.

...Respondents

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present:- Mr. Ankit Bishnoi, Advocate, appearing for
Mr. Kamal Jindal, Advocate,
for the petitioner.

Mr. Kirpal Singh Thakur, AAG, Haryana,
for respondent No.1-State.

Mr. Satpal Sachdeva, Advocate, appearing for
Mr. S.S.Killianwali, Advocate,
for respondent No.2.

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MEENAKSHI I. MEHTA, J.(ORAL)

The petitioner herein seeks the quashing of the FIR bearing No.0457 dated 22.10.2022 registered at Police Station Dabwali Sadar, under Sections 323, 354-D, 406, 498-A and 506 IPC as well as all the consequential proceedings arising therefrom, while averring that the parties have arrived at a compromise regarding their dispute, culminating in the registration of the said FIR.

2. Bereft of unnecessary details, the allegations, as levelled by respondent No.2-complainant in the subject FIR, are that the petitioner and his co-accused namely Charanjeet Singh, Simarjeet Kaur and Shavneet

Kaur had subjected her to cruelty for bringing insufficient dowry and due to the non-fulfilment of their demand for more dowry and they had retained her '*Istri-dhan*' and other dowry articles and accused Charanjeet Singh had also tried to outrage her modesty.

3. It is pertinent to mention here that in Para No.04 in the Status-report filed on behalf of respondent No.1-State (by way of the affidavit of Deputy Superintendent of Police Dabwali, District Sirsa), it has specifically been deposed that during the verification of the investigation of the case under reference, the involvement of three above-named co-accused of the petitioner could not be established and the offence under Section 354-D IPC was also not found to have been committed in this case.

4. Vide the order dated 09.03.2023 as passed by the Co-ordinate Bench, the parties had been directed to appear before the trial Court/Illaq Magistrate on 15.03.2023 for recording their statements in respect of the afore-said compromise and in compliance of this order, learned Judicial Magistrate Ist Class, Dabwali, Sirsa, recorded their (parties') statements and has submitted his report (which is already available on the file), while mentioning therein that as per his satisfaction, the compromise as affected between the parties was not the result of any pressure or coercion in any manner and the parties have made their statements qua the same voluntarily and as per the report submitted by the Investigating Officer, S.I. Krishan Kumar, four persons had been named as the accused in the above-said FIR and out of them, three persons, i.e the afore-named co-accused of the petitioner, have been found to be innocent and that no other case is pending

against the petitioner. The copies of the statements of the petitioner, respondent No.2-complainant and the said Investigating Officer, have been annexed with the above-said report. Today, learned counsel appearing for the petitioner has also submitted the copy of the judgment as passed by the Principal Judge, Family Court, Sirsa (Camp at Dabwali) on 18.05.2023 qua the dissolution of the marriage between the petitioner and respondent No.2-complainant, in the Court and the same has been placed on the file.

5. I have heard learned counsel appearing for the petitioner as well as learned State counsel and learned counsel appearing for respondent No.2 in the instant petition and have also perused the file thoroughly.

6. The afore-mentioned compromise has been affected to put the dispute between the parties at rest for all the times to come. Moreover, the petitioner and respondent No.2 have already parted their ways by way of the dissolution of their marriage vide the above-referred judgment dated 18.05.2023, passed on the basis of their mutual consent, as envisaged under Section 13-B of the Hindu Marriage Act, 1955. It being so, there are bleak chances of the conviction of the petitioner and in these circumstances, the continuation of the proceedings in the case arisen out of the subject FIR, would be an exercise in futility.

7. Keeping in view the afore-discussed facts and circumstances and also the observations as made by Hon'ble the Supreme Court in **Gian Singh Versus State of Punjab and another (2012)4 RCR (Criminal) 543,** the FIR bearing No.0457 dated 22.10.2022 registered at Police Station Dabwali Sadar, under Sections 323, 354-D, 406, 498-A and 506 IPC as

well as all the consequential proceedings arising therefrom (if any), are hereby quashed. The petition in hand stands allowed accordingly.

01st August, 2023
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(MEENAKSHI I. MEHTA)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>
<i>Whether Reportable:</i>	<i>No</i>