

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

CRM-M No.11525 of 2023

Date of Decision: 28.07.2023

Manpreet Singh & Ors.

...Petitioners

Versus

State of Punjab & Anr.

...Respondents

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

Present:- Mr. Tapish Kumar Gupta, Advocate,
for the petitioners.

Mr. Aditya Kapoor, AAG, Punjab,
for respondent No.1-State.

Mr. Gurcharan Singh Bains, Advocate, appearing for
Mr. Ramandeep, Advocate,
for respondent No.2.

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MEENAKSHI I. MEHTA, J.(ORAL)

By way of the instant petition, the petitioners have prayed for the quashing of the FIR bearing No.41 dated 19.07.2022 registered at Police Station Women Patiala, District Patiala, under Sections 406 & 498-A IPC as well as all the consequent proceedings arising therefrom, while averring that the parties have arrived at a compromise qua 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 petitioners had subjected her to cruelty for bringing insufficient dowry and due to the

non-fulfilment of their demand for more dowry and they have also retained the dowry articles and her '*Istri-dhan*'.

3. Vide the order dated 09.03.2023 as passed by the Co-ordinate bench, the parties were directed to appear before the Illaqa/Duty Magistrate on 20.03.2023 for recording their statements in respect of the afore-said compromise and in compliance of this order, learned Judicial Magistrate Ist Class, Patiala, recorded their (parties') statements and has submitted her report (as already available on the file), while mentioning therein that from the statements of the parties, it appears that the compromise affected between them (parties) is genuine and is not the result of any fraud and misrepresentation and that except the petitioners, there is no other accused in the present case and the petitioners are neither involved in any other criminal case nor they have been declared proclaimed offenders. The statements of the complainant, the petitioners and ASI Baljinder Singh from the above-mentioned Police Station, have been annexed with the afore-said report.

4. I have heard learned counsel for the petitioners as well as learned State counsel and learned counsel appearing for respondent No.2 in this petition and have also perused the file thoroughly.

5. The above-referred compromise has been affected to put the dispute between the parties at rest for all the times to come and in view of the same, there are bleak chances of the conviction of the petitioners and in these circumstances, the continuation of the proceedings in the case arisen out of the subject FIR would be an exercise in futility.

6. 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.41 dated 19.07.2022 registered at Police Station Women Patiala, District Patiala, under Sections 406 & 498-A IPC as well as all the subsequent proceedings arising therefrom (if any), are hereby quashed. The petition in hand stands allowed accordingly.

28th July, 2023
seema

(MEENAKSHI I. MEHTA)
JUDGE

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