

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

**CRM-M No.26583 of 2023
Date of Decision: 02.08.2023**

Raminder Singh

...Petitioner

Versus

State of Punjab & Anr.

...Respondents

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

Present:- Mr. R.S.Randhawa, Advocate,
for the petitioner.

Mr. Mohinder Singh Joshi, Addl. A.G. Punjab,
for respondent No.1-State.

Mr. Kuljit Singh, Advocate,
for respondent No.2.

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MEENAKSHI I. MEHTA, J.(ORAL)

By way of the instant petition, the petitioner has prayed for the quashing of the FIR bearing No.46 dated 25.03.2021 registered at Police Station Women, District Ludhiana, under Sections 406 & 498-A IPC as well as all the consequential 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 the prosecution against the petitioner in the present case, are that he had subjected respondent No.2-complainant to cruelty for bringing insufficient dowry and on account of non-fulfilment of his demand for more dowry and

he had also retained her '*Istri-dhan*' and other dowry articles.

3. Vide the order dated 26.05.2023 as passed by the Co-ordinate Bench, the parties had been directed to appear before the trial Court/Illaq Magistrate on 08.06.2023 for recording their statements in respect of the afore-referred compromise and in compliance of this order, learned Judicial Magistrate Ist Class, Ludhiana, recorded their (parties') statements and has submitted her report (as already available on the file), while mentioning therein that she is of the considered view that the compromise arrived at between the complainant and the petitioner is valid, genuine and voluntary and the same has been affected without any coercion or undue influence and as per the statement of the Investigating Officer named SI Raghuvir Singh, one person, i.e the petitioner, has been arrayed as the accused and respondent No.2 is the only complainant in this case and the petitioner has never been declared proclaimed offender nor he is involved in any other criminal case. The statements of the complainant, the petitioner and the Investigating Officer, have been annexed with the above-said report.

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

5. The afore-mentioned 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 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.

6. Keeping in view the above-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.46 dated 25.03.2021 as registered at Police Station Women, District Ludhiana, under Sections 406 and 498-A IPC as well as all the consequential proceedings arising therefrom (if any), are hereby quashed. The petition in hand stands allowed accordingly.

02 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>