

2023:PHHC:099276

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

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CRM-M No.32332 of 2021
Date of Decision: 02.08.2023

Ravinder Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

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

Present:- Mr. Bhanu Pratap Singh, Advocate
for the petitioner.

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

Mr. Sumit Kalyan, Advocate appearing for
Mr. Prince Pushpinder Rana, Advocate
for respondent No.2.

MEENAKSHI I. MEHTA, J. (Oral)

By way of the instant petition, the petitioner prays for the quashing of the FIR bearing No.69 dated 08.05.2016 registered at Police Station Mehtiana, District Hoshiarpur, under Sections 406 & 498-A IPC as well as all the subsequent proceedings arising therefrom, while averring that the parties have arrived at a compromise qua their dispute, leading to 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 '*Istridhan*' and other dowry articles.

3. Vide the order dated 20.02.2023 as passed by the Co-ordinate Bench, the parties had been directed to appear before the Illaqa/Duty Magistrate on 23.02.2023 for recording their statements in respect of the afore-referred compromise. In compliance of this order, learned Judicial Magistrate 1st Class, Hoshiarpur, recorded their (parties') statements and has submitted his report (as already available on the file), while mentioning therein that the compromise affected between the complainant and the petitioner is genuine and voluntary and it has been arrived at without any coercion or undue influence and the petitioner is neither involved in any other criminal case nor has been declared proclaimed offender. The statements of the petitioner, the complainant and HC Tarlochan Kumar, 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 appearing for respondent No.2 in this petition and have also perused the file carefully.

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 thereof, 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.69 dated 08.05.2016 as registered at Police Station Mehtiana, District Hoshiarpur, under Sections 406 and 498-A IPC as well as all the subsequent proceedings arising therefrom (if any) are hereby quashed. The petition in hand stands allowed accordingly.

02.08.2023

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(MEENAKSHI I. MEHTA)
JUDGE

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