

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

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CRM-M-31627-2022

Date of decision : 23.11.2022

Charanjit Singh

..... Petitioner

V/S

State of Punjab and Anr.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Mr. Rishu Mahajan, Advocate
for the petitioner.

Mr. R.S. Khaira, DAG Punjab

Mr. Ajay Kumar, Advocate
for respondent No.2.

AMARJOT BHATTI J. (ORAL)

The petitioner-Charanjit Singh has filed the instant petition under Section 482 of Cr.P.C. for quashing the FIR No.38 dated 31.05.2018 registered under Sections 406/498-A of IPC at Police Station Women Cell, Amritsar, District Amritsar on the basis of compromise between the parties (Annexure P-2).

As per the facts of the present FIR a written complaint was filed by Gurpreet Kaur – Complainant against petitioner- Charanjit Singh and others, in which it was alleged that her marriage was performed with Charanjit Singh on 14.07.2014. Her parents had given dowry articles beyond their capacity. During Shagan ceremony they were given expensive clothes, cash amount to the relatives of her husband. She was also given electrical goods, furniture, motorcycle and

other customary gifts including gold ornaments and costly clothes. After marriage they started taunting her for bringing less dowry, they started raising demand of FORTUNER car and cash of Rs.20 lacs. She was maltreated in the matrimonial home. In July 2015 she was turned out of the house. In August, 2015 her parents gave Rs.2 lacs to her in-laws to save her married life. During this period she became pregnant and her mother-in-law started saying to give birth to a son. She gave birth to a son on 21.06.2016, and again she was given costly gifts. It is alleged that her in-laws family made a plan to kill her. They again raised demand of Rs.20 lacs. She was physically and mentally tortured in the matrimonial home. Ultimately the complaint was filed on the basis of which the present FIR has been registered

The petitioner filed this petition for the quashing of aforesaid FIR on the basis of compromise. The petitioner 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, 1st Class, Amritsar dated 29.08.2022. The statement of complainant-Gurpreet Kaur has been recorded, where she confirmed the compromise with the petitioner. 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 petitioner-Charanjit Singh confirmed this fact in his separate statement. The statement of ASI Inderjit Singh is also recorded who further confirmed that the accused is not involved in any other case nor has been declared as proclaimed offender.

Therefore, from the report of Judicial Magistrate, 1st Class, Amritsar, 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 the disputes. They will be able to live in peace and harmony. It will also prevent future litigation. No purpose would be served with the continuation of criminal proceedings.

Therefore considering these facts the petition filed by the petitioner is accepted and the FIR No.38 dated 31.05.2018 registered under Sections 406/498-A of IPC at Police Station Women Cell, Amritsar, District Amritsar and the consequential proceedings arising therefrom are quashed.

Accordingly, the present petition stands disposed of.

(AMARJOT BHATTI)
JUDGE

23.11.2022

Sunil Devi

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No