

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

236

CRM-M-50422-2022

Date of decision : 21.12.2022

Major Sahil Gupta

..... Petitioner

V/S

State of Punjab and Anr.

..... Respondents

CORAM : HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Petitioner in person.

Mr. R.S.Khaira, D.A.G. Punjab.

AMARJOT BHATTI J. (ORAL)

The petitioner-Major Sahil Gupta has filed the instant petition under Section 482 of Cr.P.C. for quashing of FIR No.0001 dated 01.01.2021, registered under Sections 406, 498-A IPC at Police Station Women, District Amritsar and all other subsequent proceedings on the basis of compromise between the parties (Annexure P-2) .

The brief facts of the case are that the complainant-Shristy Puri filed written complaint on that basis the enquiry was conducted and ultimately, the present FIR was registered. The complainant got married with Major Sahil Gupta on 16.04.2019, who was posted in Alwar Rajasthan. There remained dispute between husband and wife and the matter came before the army officers. On 24.08.2019 she came to Amritsar, whereas Major Sahil Gupta came to his house at Jalandhar. The complainant alleged that she was maltreated in the matrimonial home for bringing less dowry and he was leveling false allegations

against her, that she was having affair with NRI boy. She was harassed in the matrimonial home, she further alleged that her in-laws family was raising demand for Fortuner vehicle as well as her share in the property. The complainant has referred to various incidents. Both the parties levelled allegations and counter allegations against each other. Ultimately, the present FIR was 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 the court of Judicial Magistrate 1st Class, Amritsar dated 07.12.2022. The statement of respondent No.2 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-Major Sahil Gupta also confirmed this fact in his separate statement. The statement of ASI Kashmir Singh is also recorded who further confirmed that the accused is neither 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. It is a matrimonial dispute, another FIR No.35 dated 04.02.2021, under Sections 420, 465, 467, 468, 471 IPC was also got registered by Major Sahil Gupta against his father-in-law

and matter has been compromised. No purpose would be served with the continuation of criminal proceedings.

Therefore considering these facts the petition filed by the petitioner is accepted and FIR No.0001 dated 01.01.2021, registered under Sections 406, 498-A IPC at Police Station Women, District Amritsar and the consequential proceedings arising therefrom are quashed.

Accordingly, the present petition stands disposed of.

(AMARJOT BHATTI)
JUDGE

21.12.2022
Sunil Devi

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