



CRM-M-4233-2025

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

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CRM-M-4233-2025

Date of decision : 29.04.2025

Manjeet Kumar

..... Petitioner

V/S

State of Haryana and Anr.

..... Respondents

CORAM : HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: Mr. Amanpreet A.P.Singh, Advocate for petitioner.

Ms. Nidhi Garg, AAG, Haryana.

Mr. Vikas Malik, Advocate for

Mr. Gaganvir Singh Gill, Advocate for respondent No.2.

AMARJOT BHATTI J. (ORAL)

1. Petitioner- Manjeet Kumar has filed petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No.0311 dated 28.10.2023 (Annexure P-1), registered under Sections 323, 406, 498-A, 506 of IPC 1860, at Police Station Sector 14, District Panchkula on the basis of compromise effected between the parties dated 23.12.2024 (Annexure P-2).

2. As per facts of the case, complainant Anu filed written complaint against her husband Manjeet Kumar and other members of in-laws' family alleging that her marriage was performed according to Hindu Customs on 20.02.2022. Her parents had spent about Rs.15 Lacs on marriage. After few days of marriage, all accused persons started harassing her for bringing less dowry. She was taunted and even beaten up. She tried to adjust in the matrimonial home. Her sister-in-law and mother-in-law took away her jewellery. There was demand for a sum of Rs.5 Lacs. She was turned out of the matrimonial



home several times. She has narrated various incidents which took place in the matrimonial home. She could not satisfy their demand of Rs.5 Lacs. During this period, she conceived and it was told that she should go for pregnancy test for the birth of a male child otherwise, she will have no place in the matrimonial home. Panchayat was also convened but the matter could not be resolved. Ultimately, she filed this complaint.

3. Petitioner filed this petition for quashing of aforesaid FIR on the basis of compromise. Vide order dated 27.01.2025, petitioner and respondent No.2 were directed to appear before the trial Court/Illaq Magistrate for recording their statements on the basis of compromise. Detailed report regarding compromise has been received from the court of Additional Chief Judicial Magistrate, Panchkula dated 17.02.2025. Statement of respondent No.2 has been recorded where she confirmed the compromise with petitioner. She confirmed that this compromise has been effected voluntarily and without any coercion and undue influence and she has no objection regarding quashing of FIR.

4. Petitioner- Manjeet Kumar also confirmed this fact in his separate statement. Statement of ASI Satish Kumar is also recorded who confirmed that petitioner is not involved or declared as proclaimed offender in any other criminal case.

5. Therefore, from the report of Additional Chief Judicial Magistrate, Panchkula, it is clear that compromise has been effected between the parties without any pressure, coercion or undue influence. They have mutually settled all their claims arisen from matrimonial dispute and started living together. They will be able to live in peace and harmony. It will end the litigation started between them. No purpose would be served with the continuation of criminal proceedings.



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6. Gainful reference can be made to the judgment of Larger Bench of Five Judges of this High Court cited in **2007(3) R.C.R. (Criminal) 1052 tilted as Kulwinder Singh and Ors. Vs. State of Punjab and Anr.,** where it was explained that ‘there can never be any hard and fast category which can be prescribed to enable the court to exercise its power under Section 482 of Cr.P.C. The only principle that can be laid down is the one which has been incorporated in the section itself i.e. to prevent abuse of the process of any court or to secure the ends of justice.’

7. Therefore, by relying upon the ratio of the aforesaid judgment, no purpose would be served with the continuation of criminal proceedings. Considering these facts, the petition filed by the petitioner is accepted and FIR No.0311 dated 28.10.2023 (Annexure P-1), registered under Sections 323, 406, 498-A, 506 of IPC 1860, at Police Station Sector 14, District Panchkula is quashed qua petitioner.

(AMARJOT BHATTI)
JUDGE

29.04.2025.

Sunil Devi

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