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

CRM-M-4646-2025

Date of Decision:- 08.07.2025

AKSHAY

....Petitioner

Vs.

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Ms. Zorawar Singh Chauhan, Advocate for the petitioner.
Mr. Malkit Singh Dhillon, DAG, Punjab.
Mr. Yuvraj Singh, Advocate for Mr. Sandeep Kashyap,
Advocate for respondent No.2.

AMARJOT BHATTI, J.

1. Petitioner has filed instant petition for quashing of FIR No.73 dated 06.04.2022 under Section 498-A of IPC registered at Police Station Women Cell, District Police Commissionerate, Ludhiana (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 18.12.2024 (Annexure P-2).
2. Facts of the case are respondent No.2/complainant filed written complaint against her husband and in-laws' family regarding maltreatment



on account of demand of dowry. She alleged that her marriage was performed with Akshay on 22.12.2017. Her parents had given dowry as per their status. Soon after marriage, she was taunted for bringing less dowry and there was demand for cash of Rs.3 lakhs. Her husband and members of in-laws' family gave her beating. Her husband used to beat her at the instance of his family. She tried to adjust in the matrimonial home but failed. She used to do job to bear her own expenditure. She purchased a car for her husband and the installments were paid by her. Her husband had sold the said car. They shifted to rented house at Gurgaon to turn her out from the matrimonial home. Her husband left her alone and she was constrained to come her parental house. Finally, matter was reported to the police.

3. Petitioner filed this petition for quashing of aforesaid FIR on the basis of compromise. Vide order dated 28.01.2025, 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 Judicial Magistrate 1st Class, Ludhiana dated 04.03.2025. Statement of respondent No.2 has been recorded, where she confirmed the compromise with petitioner. She confirmed that this compromise has been effected without any pressure, coercion or undue influence and she has no objection regarding quashing of FIR.

Learned State counsel filed status report, which is taken on record, subject to just exceptions.

4. Petitioner –Akshay also confirmed this fact in his statement.



Statement of SI Sukhwinder Singh is also recorded who further confirmed that accused is not proclaimed offender in this case.

5. Therefore, from the report of Judicial Magistrate 1st Class, Ludhiana, it is clear that compromise has been effected between the parties amicably. They have mutually settled all their claims arisen from matrimonial dispute. Parties have decided to part their ways by filing joint petition under Section 13B of Hindu Marriage Act. Matter has been settled in Rs.6,50,000/-. They will be able to live in peace and harmony. No purpose would be served with the continuation of criminal proceedings.

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 the 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.73 dated 06.04.2022 under Section 498-A of IPC registered at Police Station Women Cell, District Police Commissionerate, Ludhiana (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua petitioner.

8. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(AMARJOT BHATTI)
JUDGE

08.07.2025

snd
Whether speaking/reasoned : Yes/No.
Whether reportable : Yes/No