



CRM-M-9070-2025

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

280

CRM-M-9070-2025

Date of decision : 22.04.2025

Gurpreet Singh and Ors.

..... Petitioners

V/S

State of Punjab and Anr.

..... Respondents

CORAM : HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: Mr. Kunal Vinayak, Advocate for
Mr. Sandeep Gors, Advocate for petitioners.

Mr. Kunwarbir Singh, Assistant A.G. Punjab.

Mr. Surjeet Singh, Advocate for respondent No.2.

AMARJOT BHATTI J. (ORAL)

1. Petitioners- Gurpreet Singh, Lakhwinder Singh and Kulwinder Kaur have filed petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No.80 dated 23.03.2023, registered under Sections 498-A, 406 of IPC, at Police Station Tanda, Hoshiarpur (Annexure P-1) and all the subsequent proceedings arising therefrom, qua the petitioners, in light of the compromise effected between the parties dated 31.01.2025 (Annexure P-2).

2. As per facts of the case, complainant Manpreet Kaur filed written complaint against her husband Gurpreet Singh and other members of in-laws family regarding torture for bringing less dowry and with further allegation of attempt to rape against her father-in-law. She stated that her marriage was performed with Gurpreet Singh on 13.12.2020. All her dowry articles were handed over to her husband and members of in-laws family. She has given detail of shagun, gold ornaments, clothes given to her husband and other members of in-laws family. She was also given gold ornaments and dowry articles consisting



of furniture, electrical appliances, utensils and other household items. Her parents had spent Rs.10 Lacs at the time of marriage. Even then her husband and his family members were unhappy with the dowry articles. They were expecting a car in dowry. All the family members started pressurizing her to bring more gold ornaments, big car and cash of Rs.50 Lacs and thereafter her husband will take her to America. She has narrated various incidents which took place in the matrimonial home. Her husband left for America on 27.02.2021. During this period, she conceived. She was compelled to undergo abortion. On her refusal, she was illtreated all the more in the matrimonial home. On 15.10.2021, she gave birth to a female child. Their atrocities increased all the more and finally, she filed the complaint on the basis of which, present FIR has been registered.

3. Petitioners filed this petition for quashing of aforesaid FIR on the basis of compromise. Vide order dated 19.02.2025, petitioners 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 Ist Class, Dasuya dated 04.03.2025. Statement of respondent No.2 has been recorded where she confirmed the compromise with petitioners. 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. Petitioners- Gurpreet Singh, Lakhwinder Singh and Kulwinder Kaur also confirmed this fact in their joint statement. Statement of ASI Balbir Singh is also recorded who confirmed that petitioners are not involved or declared as proclaimed offenders in any other criminal case.

5. Therefore, from the report of Judicial Magistrate Ist Class, Dasuya, 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.

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 petitioners is accepted and FIR No.80 dated 23.03.2023, registered under Sections 498-A, 406 of IPC, at Police Station Tanda, Hoshiarpur (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua petitioners.

(AMARJOT BHATTI)
JUDGE

22.04.2025.

Sumil Devi

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