



CRM-M-10172-2025(O&M)

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

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CRM-M-10172-2025(O&M)

Date of decision : 08.07.2025

Parlad

..... Petitioner

V/S

State of Haryana and Anr.

..... Respondents

CORAM : HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: Mr. Arun Kumar Gupta, Advocate for petitioner.

Mr. Sulinder Kumar, DAG, Punjab.

Mr. Naveen S.Attri, Advocate for respondent No.2.

AMARJOT BHATTI J. (ORAL)**CRM-21432-2025**

This is an application u/s 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for placing on record Annexures P-6 to P11.

For the reasons stated in the application, same is allowed. Accompanying documents as Annexure P-6 to P-11 are taken on record, subject to just exceptions.

Application is disposed of accordingly.

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1. Petitioner – Parlad has filed this petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No.263 dated 24.06.2019, registered under Sections 406, 498-A, 506 of IPC 1860 at Police



Station Baldev Nagar, District Ambala (Annexure P-1) and all the subsequent proceedings arising therefrom, qua the petitioner, in light of the compromise effected between the parties dated 21.01.2025 (Annexure P-2).

2. As per facts of the case, complainant Rupinder Kaur filed written complaint to Senior Superintendent of Police, Ambala City alleging that she got married with Parlad Singh on 07.03.2018. After about one month, her husband went to New Zealand. He was permanent resident of New Zealand and was residing there for the last about 09 years. She came to Gurugram as she was doing a private job. Her husband did not provide her maintenance. Members of her in-laws family also harassed her and taunted her for their demand for dowry. They also demanded her salary. During pregnancy, she was forced to vacate the flat. She tolerated their behaviour with a hope that matter will be settled on the birth of child. There was continuous maltreatment in the matrimonial home and finally, she lodged the complaint. With these allegations, present FIR has been registered.

3. Petitioner filed this petition for quashing of aforesaid FIR on the basis of compromise. Vide order dated 26.03.2025, 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 Ist Class, Ambala dated 13.05.2025. Statement of respondent No.2 has been recorded where she confirmed the compromise with petitioner. She confirmed that this compromise has been effected voluntarily, without any coercion or undue influence and she has no objection regarding quashing of FIR.



4. Petitioner- Parladd also confirmed this fact in his statement. Statement of SI Dharam Pal is also recorded who confirmed that petitioner is not involved or declared as proclaimed offender in any other criminal case. He further stated that apart from present petitioner-Parladd, there are 04 other co-accused involved in the present FIR who were already acquitted vide judgment dated 24.07.2024 passed by learned Judicial Magistrate Ist Class, Ambala (Annexure P-5).

5. Therefore, from the report of Judicial Magistrate Ist Class, Ambala 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 their claims arisen from matrimonial dispute. They have filed joint petition under Section 13-B of Hindu Marriage Act in which decree of divorce has been granted on 07.04.2025 (Annexure P-7). Now, they will be able to live independently 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 titled 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.



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Considering these facts, the petition filed by the petitioner is accepted and FIR No.263 dated 24.06.2019, registered under Sections 406, 498-A, 506 of IPC 1860 at Police Station Baldev Nagar, District Ambala (Annexure P-1) and all subsequent proceedings arisen therefrom are quashed qua petitioner.

**(AMARJOT BHATTI)
JUDGE**

08.07.2025.

Sunil Devi

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