



CRM-M-11620-2025

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

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CRM-M-11620-2025

Date of decision : 08.05.2025

Abhishek Chawla

..... Petitioner

V/S

State of Punjab and Anr.

..... Respondents

CORAM : HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: Mr. Vikas Bali, Advocate for petitioner.

Ms. Gurpreet Kaur Sarabha, AAG, Punjab.

Mr. D.S.Sidhu, Advocate for

Mr. Ravinder Gill, Advocate for respondent No.2.

AMARJOT BHATTI J. (ORAL)

1. Petitioner-Abhishek Chawla filed this petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No.75 dated 23.07.2021 (Annexure P-1), registered under Sections 406, 498-A of IPC, (now Sections 316 and 85 of BNS, 2023) at Police Station Women, Police Commissionerate, District Ludhiana and all the subsequent proceedings arising therefrom, qua petitioner, in light of the compromise effected between the parties dated 11.02.2025 (Annexure P-2).

2. As per facts of the case, complainant Ramanpreet Kaur filed written complaint against her husband Abhishek Chawla and other members of in-laws family alleging that her marriage was performed on 26.04.2020 with Abhishek Chawla according to Sikh Rites. Prior to marriage *roka* ceremony took place and her parents had given *shagun* and other customary gifts. At the time of marriage, again gold and silver ornaments, cash, *shagun* amount and other articles were given as detailed in the FIR. She was given entire household articles which was



her *istridhan*. On reaching the matrimonial home, she was not allowed to use her dowry articles. Her husband and in-laws family were unhappy with the dowry articles. There was demand for additional dowry in the shape of gold set and cash amount. She expressed her inability to satisfy this demand. During her stay in the matrimonial home, she was tortured physically and mentally. Prior to marriage, she was serving as a Teacher and her mother-in-law demanded all her savings from her. On her refusal, she was again abused and harassed in the matrimonial home. She is the only child of her widow mother. She did not want to put extra burden on her mother. The accused persons continued with their previous behaviour. On 23.06.2020, she was turned out of the matrimonial home when she was sick. She again returned to the matrimonial home on 26.06.2020. She was not permitted to go inside. Many people collected there. Effort was made to effect the compromise with the intervention of relatives but they refused to reconcile. Thereafter, the complaint was filed and present FIR was registered.

3. Petitioner filed this petition for quashing of aforesaid FIR on the basis of compromise. Vide order dated 01.03.2025, 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, Ludhiana dated 27.03.2025. Statement of respondent No.2 has been recorded where she confirmed the compromise with petitioner. She confirmed that this compromise has been effected voluntarily and without any coercion and undue influence and she has no objection regarding quashing of FIR.

Learned counsel representing State has already filed status report through Registry, which is taken on record.



4. Petitioner- Abhishek Chawla also confirmed this fact in his separate statement. Statement of ASI Sukhdev Singh 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 Judicial Magistrate Ist Class, Ludhiana, 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. They have decided to part ways by filing joint petition under Section 13-B of Hindu Marriage Act. Matter has been settled in Rs.3,00,000/- out of which Rs.1,50,000/- were already paid by petitioner to complainant at the time of recording of first motion statements and balance amount of Rs.1,50,000/- will be paid at the time of recording of second motion statements. Thereafter, 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 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.



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Considering these facts, the petition filed by the petitioner is accepted and FIR No.75 dated 23.07.2021 (Annexure P-1), registered under Sections 406, 498-A of IPC, at Police Station Women, Police Commissionerate, District Ludhiana and all other consequential proceedings arising therefrom are quashed qua petitioner.

(AMARJOT BHATTI)
JUDGE

08.05.2025.

Sunil Devi

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