



CRM-M-26035-2025

-1-

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

294

CRM-M-26035-2025

Date of decision : 17.07.2025

Bhupinder Kumar and Anr.

..... Petitioners

V/S

State of Punjab and Anr.

..... Respondents

CORAM : HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: Mr. Shivender, Advocate for
Mr. B.S.Bhalla, Advocate for petitioners.

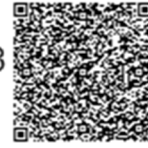
Ms. Amrit Kaur Mahir, AAG, Punjab.

Mr. Mandeep Kanwar, Advocate for respondent No.2.

AMARJOT BHATTI J. (ORAL)

1. Petitioners – Bhupinder Kumar and Raj Kumar have filed this petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No.25 dated 20.03.2024, registered under Section 498-A of IPC, at Police Station Majitha, District Amritsar (Annexure P-1) and all the subsequent proceedings arising therefrom, qua the petitioners, on the basis of affidavit dated 17.04.2025 (Annexure P-2).

2. As per facts of the case, respondent No.2/complainant Shama filed written complaint against her husband Bhupinder Kumar and other members of in-laws family regarding demand of dowry and giving threats to her life. She submitted that her marriage was performed with Bhupinder Kumar on 17.02.2022 at Amritsar. Her parents had given dowry at the time of marriage. She started living with her in-laws and fulfilled all her duties. Soon after marriage, the accused persons started taunting her that she belonged to a poor family and



did not bring sufficient dowry. She faced continuous harassment in the matrimonial home. She was being pressurized to bring a car or a bullet motorcycle from her parental home. She was shifted to Gurgaon where her husband was working. He misbehaved with her and again sent her back to the house of her in-laws in Ramdas. Matter was settled several times but there was no change in their behaviour. Her in-laws levelled false allegations on her character. Finally, the matter was reported to the police and present FIR has been registered.

3. Petitioners filed this petition for quashing of aforesaid FIR on the basis of compromise. Vide order dated 14.05.2025, 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, Amritsar dated 04.07.2025. Statement of respondent No.2 has been recorded where she confirmed the compromise with petitioners. She confirmed that this compromise has been effected out of her free will and without any sort of misrepresentation, threat, coercion or duress and she has no objection regarding quashing of FIR.

4. Petitioners- Bhupinder Kumar and Raj Kumar also confirmed this fact in their joint statement. Statement of ASI Harjinder 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, Amritsar, 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.



CRM-M-26035-2025

-3-

They have mutually settled all their claims arisen from matrimonial dispute. 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.25 dated 20.03.2024, registered under Section 498-A of IPC, at Police Station Majitha, District Amritsar (Annexure P-1) and all subsequent proceedings arisen therefrom are quashed qua petitioners.

(AMARJOT BHATTI)
JUDGE

17.07.2025.

Sunil Devi

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