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

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Date of decision : 28.10.2025

Krishan Kumar

..... Petitioner

V/S

State of Punjab and Anr.

..... Respondents

CORAM : HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: Mr. Sourabh Sheoran, Advocate for petitioner.

Ms. Amrit Kaur Mahir, AAG, Punjab.

Respondent No.2 in person along with her counsel
Mr. Akshay Laller, Advocate.

AMARJOT BHATTI J. (ORAL)

1. Petitioner – Krishan Kumar has filed this petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 (earlier Section 482 Cr.P.C.) for quashing of FIR No.35 dated 29.03.2024, registered under Sections 406 & 498-A of IPC 1860 at Women Police Station, District SAS Nagar (Annexure P-1) and all the subsequent proceedings arising therefrom, qua the petitioner, in the light of compromise effected between the parties dated 23.04.2025 (Annexure P-2).

2. As per facts of the case, complainant/respondent No.2 - Priyanka filed written complaint against her husband Krishan Kumar and other members of in-law's family with the allegation of causing harassment on account of demand of dowry. It is submitted that marriage of complainant was solemnized on 13.04.2021 with Krishan Kumar. Her parents had spent Rs.10/12 lakhs on her marriage. Before marriage, it was disclosed that her husband was doing



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government job. In fact, he was not doing any government job and was addicted to drugs. After 2-3 months of marriage, her in-laws started harassment in order to compel her to bring more dowry. She was told to bring motorcycle from her parental house. She expressed her inability to satisfy this demand. She was beaten up and continuously harassed, as a result, her parents had given Activa to accused No. 1. She gave money after taking it from her father to the tune of Rs. 60,000-70,000. Her husband and his family were not ready to bear her expenses. During this period, she conceived and suffered miscarriage. She was physically and mentally tortured. She has narrated various incidents which took place in the matrimonial home from time to time. Finally, she filed the present complaint on the basis of which present FIR has been registered.

3. Petitioner filed this petition for quashing of aforesaid FIR on the basis of compromise. Vide order dated 28.07.2025, petitioner-Krishan Kumar and respondent No.2/complainant Priyanka 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, SAS Nagar dated 20.09.2025. 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- Krishan Kumar also confirmed this fact in his statement. Statement of ASI Karam Singh is also recorded who confirmed that petitioner is not involved or declared as proclaimed offender in any other criminal case.



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5. Therefore, from the report of Judicial Magistrate Ist Class, SAS Nagar 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 decided to part ways by filing joint petition under Section 13-B of Hindu Marriage Act. Matter has been settled in Rs.6,00,000/-, out of which Rs.2,25,000/- were to be paid by petitioner to complainant at the time of recording of first motion statements, Rs.1,50,000/- were to be paid at the time of recording of second motion statements and balance amount of Rs.2,25,000/- will be paid at the time of quashing of FIR.

Today, respondent No.2/complainant Priyanka is present in the Court. Learned counsel for petitioner has handed over a demand draft of Rs.2,25,000/- to respondent No.2 in the presence of her counsel. Copy of said demand draft is retained on the file. They have mutually settled all their claims. Now, they will be able to live independently in peace and harmony. It will end the litigation started between them.

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.'



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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.35 dated 29.03.2024, registered under Sections 406 & 498-A of IPC 1860 at Women Police Station, District SAS Nagar (Annexure P-1) and all subsequent proceedings arisen therefrom are quashed qua petitioner-Krishan Kumar.

(AMARJOT BHATTI)
JUDGE

28.10.2025.*Sunil Devi*

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