



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

**CRM-M-50209-2025
Date of decision: 06.11.2025**

DEEPIKA RANI

...Petitioner

VERSUS

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present: Mr. Nitesh Jhahria, Advocate
 for the petitioner.

Mr. Rohit Hans, DAG, Punjab.

Ms. Mehndi Singhal, Advocate
for respondent No.2.

YASHVIR SINGH RATHOR, J. (Oral)

1. Prayer in this petition filed under Section 528 of Bharatiya
Nagarik Suraksha Sanhita, 2023 is for quashing of F.I.R. No.05 dated
01.02.2025 registered under Sections 108 and 351 of BNS, 2023 at Police
Station Sadar, Abohar, District Fazilka and all consequential proceedings
arising therefrom on the basis of compromise.

2. Status report by way of an affidavit of Tejinder Pal Singh,
PPS, Deputy Superintendent of Police (Rural), Abohar, District Fazilka
filed on behalf of the State is taken on record.

3. This Court vide order dated 08.09.2025 had directed the
parties to appear before the Trial Court/Illaq Magistrate to get their
statements recorded and the learned Magistrate was directed to send



his/her report qua the genuineness of the compromise.

4. Pursuant to the aforesaid order, parties have appeared before learned Judicial Magistrate First Class, Abohar and got their statements recorded. On the basis of the statements so recorded, learned Judge has submitted report dated 08.10.2025 to the effect that the compromise has been effected between the parties voluntarily and without any coercion or undue influence.

5. Learned State counsel as well as learned counsel for respondent No.2 have not disputed the factum of compromise between the parties.

6. The FIR has been registered for the offence under Section 108 of BNS with the allegations that wife of deceased namely Deepika Rani was residing separately from the deceased namely Sudhir Kumar on account of matrimonial dispute. The family of the deceased tried its level best to bring her back to the matrimonial home but she was adamant and did not join the matrimonial home, as a result of which deceased was upset and he committed suicide. As such, from the allegations levelled in the FIR, no offence under Section 108 of BNS is made out as mere refusal by the wife to live in the company of the husband on account of one reason or the other cannot be termed as an act which could instigate the husband to commit suicide. Since, no offence under Section 108 of BNS is prima facie made out and matter has now been amicably settled, there is no impediment in accepting the compromise.



7. In view of the above, no useful purpose would be served by continuing with the proceedings before the trial Court in the instant F.I.R. following the principles laid down by the Full Bench judgment of this Court in 2007 (3) RCR (Criminal) 1052 ‘*Kulwinder Singh and others Versus State of Punjab and another*’ approved by the Hon'ble Supreme Court in (2012) 10 SCC 303 ‘*Gian Singh Versus State of Punjab and others*’,. Accordingly, the present petition is allowed and the FIR No.05 dated 01.02.2025 registered under Sections 108 and 351 of BNS, 2023 at Police Station Sadar, Abohar, District Fazilka and all consequential proceedings arising therefrom are hereby quashed in view of the compromise arrived at between the parties, qua petitioner.

8. Pending misc. application(s), if any, shall also stand disposed of.

06.11.2025
Priyanka Thakur

(YASHVIR SINGH RATHOR)
JUDGE

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