



CRM-M-62809-2024

-1-

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

278

CRM-M-62809-2024

Date of decision : 12.08.2025

Sunil Kumar and Ors.

..... Petitioners

V/S

State of Punjab and Anr.

..... Respondents

CORAM : HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: Mr. Onkar Rai, Advocate for petitioners.

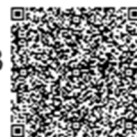
Ms. Amrit Kaur Mahir, AAG, Punjab.

Mr. Ajiteshwar Singh, Advocate
for respondent No.2 (through V.C.).

AMARJOT BHATTI J. (ORAL)

1. Petitioners – Sunil Kumar, Yoginder Singh @ Joginder Singh and Darshna Kumari have filed this petition under Section 482 of Cr.P.C. read with Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No.0011 dated 05.01.2021, registered under Sections 406, 498-A of IPC 1860 at Police Station Bhogpur, District Jalandhar (Annexure P-1) and all the subsequent proceedings arising therefrom, qua the petitioners, in light of the joint petition filed under Section 13-B of Hindu Marriage Act, 1955 (Annexure P-2) by petitioner No.1 and respondent No.2.

2. As per facts of the case, complainant/respondent No.2 Avneet Kaur filed written complaint against her husband Sunil Kumar and other members of in laws family. It is submitted that she got married with Sunil Kumar on

**CRM-M-62809-2024****-2-**

28.04.2019 according to Hindu Rites. Her father had given gold jewellery as per their demand and his financial capacity. It was decided that more dowry articles will be given later on. After few days of marriage, her husband started saying that his father had told him to arrange Rs.5,00,000/- for his sister's marriage. Her husband told her that instead of bringing more dowry she should bring the said amount from her parents. She told him that her parents could not afford this huge amount. She informed her father about the said demand who in return told her that he will try to arrange the money. Thereafter, her husband went to abroad. She stayed back in the matrimonial home where her mother-in-law and father-in-law called her and told her harshly “arrange the said amount for the marriage of her sister-in-law”. Thereafter, they started taunting her over the issue of dowry and for not giving a car at the time of marriage. Because of the aforesaid situation, her health deteriorated and was taken to Oxford Hospital for treatment. Her father-in-law insisted that she should go to her parental house. Later on, she was told to come only when their demand is satisfied. The matter was discussed with the respectables and a panchayat was convened at her in-law’s house. They insisted on their demand, otherwise they will take divorce from her. Matter could not be reconciled and finally, the complaint was filed.

3. Petitioners filed this petition for quashing of aforesaid FIR on the basis of compromise. Vide order dated 13.12.2024, 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, Jalandhar dated 07.01.2025. Statement of respondent No.2 has been recorded where she confirmed the compromise with petitioners. She confirmed that this



CRM-M-62809-2024

-3-

compromise has been effected voluntarily, without any coercion or undue influence and she has no objection regarding quashing of FIR.

4. Petitioners - Sunil Kumar, Yoginder Singh @ Joginder Singh and Darshna Kumari also confirmed this fact in their separate statements. Statement of SI Premjit 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, Jalandhar 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. Thereafter, 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.’

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.0011 dated 05.01.2021, registered under Sections 406, 498-A of IPC 1860 at



CRM-M-62809-2024

-4-

Police Station Bhogpur, District Jalandhar (Annexure P-1) and all subsequent proceedings arisen therefrom are quashed qua petitioners.

(AMARJOT BHATTI)
JUDGE

12.08.2025.

Sunil Devi

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