



CRM-M-64734-2024

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

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CRM-M-64734-2024

Date of decision : 04.08.2025

Baldeep Singh and Anr.

..... Petitioners

V/S

State of Punjab and Anr.

..... Respondents

CORAM : HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: Mr. Ravi Rana, Advocate for petitioners (through V.C.).

Ms. Amrit Kaur Mahir, AAG, Punjab.

Mr. Aanand Kumar Mauria, Advocate for

Mr. Sachin Bansal, Advocate for respondent No.2.

AMARJOT BHATTI J. (ORAL)

1. Petitioners – Baldeep Singh and Pal Kaur have filed this petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No.312 dated 28.09.2022, registered under Sections 406, 498-A of IPC 1860 at Police Station Dera Bassi, District Mohali (Annexure P-1) and all the subsequent proceedings arising therefrom, qua the petitioners, in light of the statements dated 05.09.2024 (Annexure P-2).

2. As per facts of the case, complainant /responded No.2 Arti filed written complaint against her husband Baldeep Singh and other members of in-laws family with the allegations of harassment on account of demand of dowry etc. The complainant alleged that she got married with Baldeep Singh on 08.11.2019. Her parents had given gold ornaments to her husband and other members of in-laws family as detailed in the FIR. Her parents had spent Rs.15/16 Lacs on her marriage. She was given clothes, furniture, electrical appliances and



other household articles. Even at the time of engagement, there was huge expenditure. Soon after marriage, she was insulted and criticised by her in-laws family. All her dowry articles were retained by them. She was illtreated by her husband and even slapped her and told her to bring Rs.2 Lacs from her parents. She has narrated various incidents when she was insulted and even beaten up in order to compel her to satisfy their demand. She also noticed that her husband and *jethani* were having illicit relationship. She tried to tell the members of in-laws family and in return she was beaten up. She was illtreated by all members of in-laws family. Finally, she filed complaint to SSP, the matter was inquired and present FIR has been registered.

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

3. Petitioners filed this petition for quashing of aforesaid FIR on the basis of compromise. Vide order dated 20.12.2024, 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 Sub Divisional Judicial Magistrate, Dera Bassi dated 05.05.2025. Statement of respondent No.2 has been recorded where she confirmed the compromise with petitioners. 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. Petitioners- Baldeep Singh and Pal Kaur also confirmed this fact in their joint statement. Statement of ASI Paramjit Singh is also recorded who confirmed that petitioners are not involved or declared as proclaimed offenders in any other criminal case.



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5. Therefore, from the report of Sub Divisional Judicial Magistrate, Dera Bassi, 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.312 dated 28.09.2022, registered under Sections 406, 498-A of IPC 1860 at Police Station Dera Bassi, District Mohali (Annexure P-1) and all subsequent proceedings arisen therefrom are quashed qua petitioners.

(AMARJOT BHATTI)
JUDGE

04.08.2025.

Sunil Devi

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