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

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Date of decision:04.05.2026

Saurabh Gambhir**...Petitioner****VERSUS****State of Haryana and another****...Respondents****CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL**

Present: Mr. N.K. Malhotra, Advocate for the petitioner
(Through V.C.).

Mr. Kshitij Bharati, AAG, Haryana.

Mr. Sourav Thakur, Advocate for
Mr. Sandeep Chopra, Advocate for respondent No.2.

Shalini Singh Nagpal, J. (Oral)

Petitioner seeks quashing of FIR No.47 dated 27.05.2019, under Sections 406, 498-A and 34 of IPC, Women Police Station, Rohtak, and all subsequent proceedings arising therefrom, on the basis of compromise dated 08.05.2025 said to be arrived at between the parties.

2. On 18.03.2026, this Court directed the parties to appear before learned trial Court/Illaq Magistrate for recording of their statements with regard to compromise.

3. In compliance of the aforesaid order, parties appeared before learned Judicial Magistrate Ist Class, Rohtak, on 04.04.2026. Statement of Investigating officer- L/ASI Rajesh, No.305/RTK, Police Station women Cell, Rohtak, was recorded on 06.04.2026. Learned Judicial Magistrate Ist



Class, Ludhiana, has submitted his report recording satisfaction that all the parties have entered into a valid compromise without any influence or coercion. The relevant part of the report as under has been submitted:

“(i) The number of accused arraigned in the FIR?”

A. I have the honour to submit that in the present case, FIR was initially registered against Sourabh Gambhir (petitioner) and Renu (mother-in-law) and upon completion of investigation, challan under Section 173 Cr.P.C. was filed against accused Sourabh Gambhir (petitioner) only and the person namely Renu was found innocent and there is no other accused person beside the accused (petitioner) Sourabh Gambhir in the present case.

(ii) Number of accused who have appeared before the Trial Court and made statements?

A. I have the honour to submit that there is only one accused namely Sourabh Gambhir (petitioner) in the present case and he has appeared before the Trial Court and he has made his statement.

(iii) Whether during investigation, any additional accused has been added and he/she is a party to the compromise.

A. I have the honour to submit that no other additional accused has been added during the investigation.

(iv) Whether any of the accused is an absconder/proclaimed person(s).



A. I have the honour to submit that accused Sourabh Gambhir (petitioner) is not absconder/proclaimed person.

(v) Whether after the registration of the FIR, any offence was added or deleted during investigation.

A. I have to honour to submit that no offence was added or deleted during investigation.

(vi) Whether investigation is pending against any of the accused or any accused has been declared as innocent.

A. I have the honour to submit that there is no investigation is pending against the accused person and FIR was initially registered against Sourabh Gambhir (petitioner) and Renu (mother-in-law) and upon completion of investigation, challan under Section 173 Cr.P.C. was filed against accused Sourabh Gambhir (petitioner) only and the person namely Renu was found innocent.

(vii) Name(s) of the complainant and injured/aggrieved.

A. I have the honour to submit that there is only one complainant/injured/aggrieved in person case namely Kanupriya.

(viii) Whether all injured/aggrieved have appeared and their statements recorded.

A. I have the honour to submit that there is only one injured/aggrieved person namely Kanupriya (respondent No. 2) and her statement has been recorded.

(ix) The stage at which the trial is pending.



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A. I have the honour to submit that the present case is at the stage of recording statement of the accused person under Section 313 Cr.P.C.

(x) Satisfaction of the Trial Court that the compromise is genuine, voluntary and out of free will of the parties.

A. Yes.

(xi) Whether any other criminal case or proceedings is pending against the accused person.

A. I have the honour to submit that there is no other case except the present case is pending against the accused person.

(xii) Whether any I.O. appeared or not and if appeared, his/her statement be recorded or not.

A. I have the honour to submit that I.O. namely L/ASI Rajesh No. 305/RTK PS Women Cell, Rohtak has appeared before the Court on today i.e. 06.04.2026 and her statement has been recorded.”

4. Learned State counsel and learned counsel for respondent No.2 have not raised any dispute regarding the factum of compromise. Since the matter has been amicably resolved, continuation of the criminal proceedings would be an exercise in futility. The dispute which has its genesis in a matrimonial discord, warrants exercise of powers under Section 528 of BNSS.

5. Following principles of law laid down by the Full Bench Judgment of this Court in ***“Kulwinder Singh and others Vs. State of Punjab***



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and another” 2007(3) RCR (Criminal) 1052 and Hon’ble Supreme Court in *“Gian Singh Versus State of Punjab and others” (2012) 10 SCC 303*, the petition is allowed.

6. Consequently, FIR No.47 dated 27.05.2019, under Sections 406, 498-A and 34 of IPC, Women Police Station, Rohtak, and all consequential proceedings arising therefrom, are quashed qua the petitioner, on the basis of compromise dated 08.05.2025.

7. Pending applications, if any, stand disposed of.

(SHALINI SINGH NAGPAL)
JUDGE

04.05.2026
Kapil

Whether Speaking/Reasoned :	Yes/No
Whether Reportable :	Yes/No