



CRM-M-45252-2025

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

CRM-M-45252-2025

Date of Decision : 23.09.2025

**ATUL MANOCHA @ ATUL VINOCHA**

.....Petitioner

Versus

**STATE OF PUNJAB AND ANOTHER**

.....Respondents

**CORAM: HON'BLE MS. JUSTICE KIRTI SINGH**

Present: Mr. BD Sharma, Advocate for the petitioner.

Mr. Luvinder S. Sofat, Sr. DAG Punjab.

Ms. Sony, Advocate respondent No.2.

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**KIRTI SINGH, J.(Oral)**

1. The present petition has been filed under Section 528 of BNSS for quashing of FIR No.124 dated 05.10.2021, under Sections 406, 498-A IPC IPC, registered at Police Station Women, Police Commissionerate, Jalandhar, District Jalandhar, along with all consequential proceedings arising therefrom, on the basis of compromise dated 03.05.2025 (Annexure P-2) arrived at between the parties.
2. Heard learned counsel for the parties and also gone through the case file.
3. This Court, while issuing notice of motion, directed the parties to appear before the Area Magistrate/trial Court for recording their statements with regard to the compromise and passed the following order on 20.08.2025 :-

*“This petition has been filed for quashing of FIR No.124 dated 05.10.2021 under Sections 406, 498-A of IPC, registered at Police Station Women, Police Commissionerate, Jalandhar, District Jalandhar along with all consequential proceedings arising*



*therefrom, on the basis of compromise dated 03.05.2025 (Annexure P-2) arrived at between the parties.*

*Notice of motion.*

*Ms. Aakanksha Gupta, AAG, Punjab waives service of notice on behalf of respondent No.1-State.*

*Mr. Sony, Advocate puts in appearance on behalf of respondent No.2 and has filed his power of attorney. The same is taken on record. Learned counsel for respondent No.2 has admitted the factum of compromise effected between the parties.*

*The parties are directed to appear before the trial Court/Illaq/Duty Magistrate on 08.09.2025 or any other future date as per its convenience or on request of the parties for getting their statements recorded with regard to the compromise. The trial Court/Illaq/Duty Magistrate shall submit the report on or before the next date of hearing. The report be forwarded to this Court specifying the following:-*

- 1. The number of accused arraigned in the FIR and how many have appeared before it and have made statements and whether any accused is absconding/proclaimed person, in the case;*
- 2. The name of the complainant and injured/aggrieved and whether all of them have appeared and made their statements in support of the compromise;*
- 3. The stage of the trial/proceedings pending;*
- 4. If, the compromise is genuine, voluntary and out of free will of the parties;*
- 5. Whether any other criminal case pending against the accused.*

*Report of the trial Court/Illaq/Duty Magistrate be awaited for 23.09.2025.”*

4. Pursuant to the aforesaid order, report dated 15.09.2025 has been received from the Judicial Magistrate Ist Class, Jalandhar. A perusal of the said report reveals that statements of the concerned persons have been recorded in the present case, who have stated that the matter has been settled between them and they have no objection in case the FIR in question is quashed. The compromise effected between them is genuine, without any undue influence and coercion.

5. The Full Bench of this Court in ***Kulwinder Singh and others vs. State of Punjab, 2007 (3) RCR (Criminal) 1052***, held that High Court has power under Section 482 Cr.P.C. to allow the compounding of non-compoundable offence and



quash the proceedings where the High Court is of the view that the same was required to prevent the abuse of the process of law or otherwise to secure the ends of justice. This power of quashing is not confined to matrimonial disputes alone.

6. Hon'ble the Supreme Court in the case of ***Gian Singh vs. State of Punjab and another, 2012 (4) RCR (Criminal) 543***, had observed that in order to secure the ends of justice or to prevent the abuse of process of Court, inherent power can be used by this Court to quash criminal proceedings in which a compromise has been effected. The relevant portion of para 57 of the said judgment reads thus:-

*“57. The position that emerges from the above discussion can be summarised thus: the power of the High Court in quashing a criminal proceeding or FIR or complaint in exercise of its inherent jurisdiction is distinct and different from the power given to a criminal court for compounding the offences under Section 320 of the Code.*

*Inherent power is of wide plenitude with no statutory limitation but it has to be exercised in accord with the guideline engrafted in such power viz; (i) to secure the ends of justice or (ii) to prevent abuse of the process of any Court.*

*xxx*

*xxx*

*xxx. ”*

7. In view of the afore-referred judgments and after perusing the report of the trial Court regarding amicable settlement between the petitioners and the complainant, this Court finds that quashing the FIR will accord a quietus to all disputes between the parties and it is in the interest of both sides to bury the hatchet and lead a peaceful life. Thus, no useful purpose would be served in continuing the proceedings and in order to secure the ends of justice, the criminal proceedings in the present case deserve to be quashed.

8. Resultantly, the present petition is allowed and FIR No.124 dated 05.10.2021, under Sections 406, 498-A IPC IPC, registered at Police Station Women, Police Commissionerate, Jalandhar, District Jalandhar, along with all

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consequential proceedings arising therefrom, on the basis of compromise dated 03.05.2025 (Annexure P-2) arrived at between the parties ***subject to the costs of Rs. 20,000/- to be deposited in the Punjab State Legal Services Authority- Disaster Relief Fund, Account No. 44426937384, IFSC Code-SBIN0014656.***

Pending application(s), if any, also stands disposed of accordingly.

**23.09.2025***NainaRajput***(KIRTI SINGH)  
JUDGE**

*Whether speaking/reasoned? Yes/No*  
*Whether reportable? Yes/No*