



CRM-M-23819-2025

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

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CRM-M-23819-2025

Date of decision : 16.09.2025

Shankar

..... Petitioner

V/S

State of Haryana and Anr.

..... Respondents

**CORAM : HON'BLE MS. JUSTICE AMARJOT BHATTI**

Present: Mr. Vishal Pundir, Advocate for petitioner.

Mr. Ayuwan Singh, AAG, Haryana.

Mr. Himanshu Choudhary, Advocate for respondent No.2.

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**AMARJOT BHATTI J. (ORAL)**

1. Petitioner – Shankar has filed this petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No.0034 dated 19.12.2022, registered under Sections 323, 34, 377, 406 and 498-A of IPC 1860 at Women Police Station, District Panipat (Annexure P-1) and all the subsequent proceedings arising therefrom, qua the petitioner, in the light of compromise effected between the parties dated 19.04.2025 (Annexure P-2) and settlement deed dated 03.04.2025 (Annexure P-3).

2. As per facts of the case, complainant /respondent No.2 'M' alleged that her marriage was performed with Shankar on 12.05.2019 according to Hindu customs. Her parents had spent Rs.15,50,000/- on her marriage. At the time of marriage, she was studying in B.A. 2<sup>nd</sup> year, whereas her husband was 10<sup>th</sup> pass. After marriage, she wanted to continue with her studies but her in-laws refused to bear her expenditure. Her husband and in-laws family were unhappy with the



arrangements of her marriage and they used to say that they had to face disgrace in the society. She was kept in the matrimonial home for a short duration and their demand for dowry started. Panchayat was also convened to settle the dispute. Her husband used to beat her under the influence of liquor. The complainant has narrated various incidents of maltreatment and atrocities faced in the matrimonial home. She gave birth to a son on 26.09.2022. The expenditure of delivery was borne by her parents. She was got discharged from the hospital on 29.09.2022, when her health condition was not good. Finally, the matter was reported to the police and present FIR was registered.

3. Petitioner filed this petition for quashing of aforesaid FIR on the basis of compromise. Vide order dated 03.05.2025, petitioner 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, Panipat dated 27.05.2025. Statement of respondent No.2 has been recorded where she confirmed the compromise with petitioner. 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. Petitioner- Shankar also confirmed this fact in his statement. Statement of L/ASI Sunita is also recorded who confirmed that petitioner is not involved or declared as proclaimed offender in any other criminal case.

5. Therefore, from the report of Judicial Magistrate Ist Class, Panipat 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.



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Matter has been settled in Rs.3,50,000/-, out of which Rs.1,50,000/- were to be paid by petitioner to complainant at the time of recording of first motion statements and balance amount of Rs.2,00,000/- will be paid at the time of recording of second motion statements. They have decided to part ways by filing 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 petitioner is accepted and FIR No.0034 dated 19.12.2022, registered under Sections 323, 34, 377, 406 and 498-A of IPC 1860 at Women Police Station, District Panipat (Annexure P-1) and all subsequent proceedings arisen therefrom are quashed qua petitioner-Shankar.

(AMARJOT BHATTI)  
JUDGE

16.09.2025.

Sunil Devi

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