



CRM-M-1130-2025

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

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CRM-M-1130-2025

Date of decision : 25.02.2025

Rajnees Kumar

..... Petitioner

V/S

State of Haryana and Anr.

..... Respondents

CORAM : HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: Mr. Saurabh Dalal, Advocate for petitioner.

Ms. Nidhi Garg, AAG, Haryana.

Mr. Gurasis Singh, Advocate for respondent No.2.

AMARJOT BHATTI J. (ORAL)

1. Petitioner- Rajnees Kumar has filed instant petition under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of FIR No.76 dated 25.07.2019, under Sections 34, 354, 377, 406, 498-A and 506 of IPC, 1860, registered at Women Police Station, District Jhajjar (Annexure P-3) and all subsequent proceedings arising therefrom on the basis of compromise dated 03.01.2025 (Annexure P-1).

2. As per the facts of the case, complainant Tamanna gave her statement to the police that she got married with Rajnees Kumar on 18.02.2018. Her mother is a widow lady. She had spent money on her marriage beyond her capacity. Her in-laws family was unhappy with the dowry articles and they started raising demand for a car. Her husband used to beat her everyday and he threatened to continue to beat her until their demand was satisfied. Even her father-in-law used to keep bad eye on her. She kept quite to save her marriage. Ultimately, she filed this complaint and FIR was registered.



3. Petitioner filed this petition for quashing of aforesaid FIR on the basis of compromise. Vide order dated 13.01.2025, 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, Jhajjar dated 31.01.2025. 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 pressure and coercion or undue influence and she has no objection regarding quashing of FIR.

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

5. Petitioner- Rajnees Kumar also confirmed this fact in his separate statement. Statement of L/SI Munesh is also recorded who further confirmed that accused is not involved or declared as proclaimed offender in any other criminal case.

6. Therefore, from the report of Judicial Magistrate Ist Class, Jhajjar it is clear that compromise has been effected between the parties amicably. They have mutually settled all their claims arisen from matrimonial dispute. They will be able to live in peace and harmony. No purpose would be served with the continuation of criminal proceedings.

7. 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 tilted 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

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in the section itself i.e. to prevent abuse of the process of any court or to secure the ends of justice.’

8. 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.76 dated 25.07.2019, under Sections 34, 354, 377, 406, 498-A and 506 of IPC, 1860, registered at Women Police Station, District Jhajjar (Annexure P-3) and all subsequent proceedings arising therefrom are quashed qua petitioner.

(AMARJOT BHATTI)
JUDGE

25.02.2025.*Sunil Devi*

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