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

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Date of decision : 03.03.2025

Gurpreet Singh

..... Petitioner

V/S

State of Punjab and Anr.

..... Respondents

CORAM : HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: Mr. Atul Jain, Advocate for petitioner.

Mr. Japjot Singh, AAG, Punjab.

Mr. Pratula Sethi, Advocate for respondent No.2.

AMARJOT BHATTI J. (ORAL)

1. Petitioner- Gurpreet Singh has filed instant petition under Section 482 Cr.P.C. for quashing of FIR No.12 dated 12.02.2024, under Sections 406, 498-A of IPC, registered at Police Station PS Women, District Patiala (Annexure P-1) and all subsequent proceedings arising therefrom on the basis of compromise dated 18.03.2024 (Annexure P-2).

2. As per the facts of the case, complainant Rajwinder Kaur filed written complaint to Senior Superintendent of Police, Patiala for taking action against her husband Gurpreet Singh and other members of in-laws family with the allegations that she got married with Gurpreet Singh on 07.12.2022. Her father had already expired and the marriage was performed by her brother by spending about Rs.10 Lacs. After marriage all accused started taunting her for bringing less dowry. Grand-mother of her husband stated that they were expecting a car in dowry. They were complaining for different reasons. She tried



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to make her in-laws family understand but they did not listen. Her husband misbehaved with her under the influence of liquor. Even her elder brother-in-law was rude towards her and he was having bad intention. One night, she was given beating and was told that she will not be kept in the matrimonial home. Her family members tried to reconcile the matter but failed. Ultimately, she filed the present complaint.

3. Petitioner filed this petition for quashing of aforesaid FIR on the basis of compromise. Vide order dated 28.05.2024, 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, Patiala dated 14.10.2024. Statement of respondent No.2 has been recorded, where she confirmed the compromise with petitioner. She confirmed that this compromise has been effected without any pressure, coercion or undue influence from any side and she has no objection regarding quashing of FIR.

4. Petitioner- Gurpreet Singh also confirmed this fact in his separate statement. Statement of ASI Mandeep Kaur is also recorded who further confirmed that accused is not involved or declared as proclaimed offender in any other criminal case.

5. Therefore, from the report of Judicial Magistrate Ist Class, Patiala, it is clear that compromise has been effected between the parties without any pressure, coercion or undue influence. They have mutually settled all their claims arisen from matrimonial dispute. They have decided to part ways by filing joint petition under Section 13-B of Hindu Marriage Act. Matter has been settled in Rs.6,00,000/- out of which Rs.3,00,000/- are to be paid by petitioner to



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complainant at the time of recording of first motion statements, and balance amount will be paid at the time of recording of second motion statements. Thereafter, they will be able to live independently in peace and harmony. No purpose would be served with the continuation of criminal proceedings.

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 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 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.12 dated 12.02.2024, under Sections 406, 498-A of IPC, registered at Women Police Station, District Patiala (Annexure P-1) and all subsequent proceedings arising therefrom are quashed qua petitioner.

(AMARJOT BHATTI)
JUDGE

03.03.2025.

Sunil Devi

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