

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

Cr. MMO No. 860 of 2026

Reserved on: 1.10.2026

Date of Decision: 08.10.2026.

Sunil Kumar & ors.

.... Petitioners

Versus

State of H.P. & ors.

.... Respondents

Coram

Hon'ble Mr Justice Rakesh Kainthla, Judge.

Whether approved for reporting?¹ No.

For the Petitioners : Mr L.S. Mehta, Advocate.

For Respondents No.1 to 3 : Mr Pawan Kumar Nadda,
Additional Advocate General,

For Respondent No.4 : Mr Ranbir Singh, Advocate,

Rakesh Kainthla, Judge

The petitioners have filed the present petition for quashing of FIR No. 145, dated 1.9.2023, registered at Police Station Rohru, District Shimla, for the commission of offences punishable under Sections 380 and 457 of the Indian Penal Code (IPC), and the consequential proceedings arising out of it,

¹ Whether reporters of Local Papers may be allowed to see the judgment? Yes.

including the charge-sheet presented before the Court for the commission of offences punishable under Sections 457, 380, 411, and 120-B read with Section 34 of IPC, based on a compromise between the parties.

2. It has been asserted that the petitioners and the informant have compromised the matter with the intervention of their friends and relatives. The informant does not want to proceed further with the matter after the compromise; hence the petition.

3. The statement of the informant Neeraj was recorded on 19.8.2026, in which he stated that he had entered into a compromise with the petitioners voluntarily, without any influence from any person, and had no objection to the quashing of the FIR based on the compromise between the parties.

4. I have heard learned counsel for the parties and have gone through the records carefully.

5. This Court has quashed the FIR registered for the commission of offences punishable under Sections 457, 380 of the IPC in *Vikram Singh Vs. State of H.P. and others*, 2024:HHC:6100 and *Anil Kumar Vs. State of H.P. and another*, 2023:HHC:10860.

This Court quashed the FIR registered for the commission of an offence punishable under Section 411 of the IPC in *Rakesh Kumar vs. State of H.P.*, 2020 STPL 6171 HP, and *Gopal Krishan vs. State of HP* 2022(1) Him. L.R. 492. This Court has also quashed the FIR registered for the commission of offences punishable under Section 120B of the IPC, *inter alia*, in *Avinash Singh Rana Vs. State of HP & Ors.* 2023 STPL 3181 HP, *Om Dutt and Ors. Vs. State of H.P. & Ors.* 2022 STPL 9882 HP, *Rajdeep Sharma and Ors. Vs. State of H.P. & Ors.* 2022 STPL 9545 HP, *Rakesh Kumar Vs. State of HP & Ors.* 2022 STPL 9443 HP and *Faisel Babu Naduvil Parambil Vs. State of HP and Anr.* 2019 STPL 4216 HP. These judgments are binding upon this Court.

6. In view of the above, the present petition is allowed, and FIR No. 145, dated 1.9.2023, registered at Police Station Rohru, District Shimla, for the commission of offences punishable under Sections 380 and 457 of the Indian Penal Code (IPC), and the consequential proceedings arising out of it, including the charge-sheet presented before the Court for the commission of offences punishable under Sections 457, 380, 411, and 120-B read with Section 34 of IPC are ordered to be quashed.

7. Petition stands disposed of in the above terms, so also pending miscellaneous applications, if any.

8. Parties are permitted to produce a copy of this judgment, downloaded from the webpage of the High Court of Himachal Pradesh, before the authorities concerned, and the said authorities shall not insist on the production of a certified copy, but if required, may verify the passing of the order from the Website of the High Court.

(Rakesh Kainthla)
Judge

8th October, 2026
(Chander)