

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

Sr.No.118

CRM-M-12969-2018

Date of Decision:17.01.2019

Milkhi Ram

....petitioner

Versus

State of Punjab and others

.....respondents

CORAM: HON'BLE MR.JUSTICE ARVIND SINGH SANGWAN

Present: Mr.H.S.Brar, Advocate for the petitioner

ARVIND SINGH SANGWAN, J. :

Prayer in this petition is for quashing of FIR No.154 dated 30.10.2017, under Section 377 of the Indian Penal Code (IPC) and Section 5 of The Protection of Children from Sexual Offence Atc, 2012, registered at Police Station Moonak, District Sangrur, on the basis of compromise dated 20.03.2018 (Annexure P2).

The Hon'ble Supreme Court in ***Criminal Appeal No.14 of 2019 “State of Madhya Pradesh vs. Kalyan Singh and others”***, decided on 04.01.2019 has held that in case of a non-compoundable offence, criminal proceedings cannot be quashed even on compromise.

Similar view has been taken by the Hon'ble Supreme Court in ***“Munshiram vs. State of Rajasthan and another”, 2018 AIR (SC) 1923.***

In view of the same, the present petition praying for quashing of the aforesaid FIR, on the basis of the compromise is not maintainable and the same is hereby dismissed.

**(ARVIND SINGH SANGWAN)
JUDGE**

17.01.2019

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Whether speaking/reasoned
Whether reportable-

Yes/No.
Yes/No