

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CRM-M-33587 of 2020

Date of decision : October 26, 2020

Ajay Kumar and another . . . Petitioners

Versus

State of Punjab and another . . . Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present:- Mr. Ferry Sofat, Advocate
for the petitioners.

Manjari Nehru Kaul, J (oral).

Instant petition has been filed under Section 482 Cr.PC for quashing FIR No.27 dated 26.2.2020 registered under Sections 363,366-A IPC at Police Station Dehlon, Police Commissionerte, District Ludhiana (Annexure P-1) and all consequential proceedings arising therefrom on the basis of compromise dated 5.3.2020 (Annexure P-2).

The Hon'ble Apex Court in **State of Madhya Pardesh Vs. Laxmi Narayan and others, 2019 (2) RCR (Criminal) 255** and **State of Madhya Pardesh Vs. Dhruv Gujar and others, 2019 AIR (SC) 1106**, has categorically held that offences which are non-compoundable, cannot be permitted to be compounded on the basis of a compromise arrived at between the parties. In the wake of the aforementioned, the learned counsel for the petitioners has failed to satisfy this Court as to how the FIR in question can be quashed for offences, which are non-compoundable in nature and for which the petitioner has been charged with, on the basis of a compromise between the parties.

Resultantly, the instant petition is dismissed.

(MANJARI NEHRU KAUL)
JUDGE

October 26, 2020
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Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No