

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

264

CRM-M-5433-2021

Date of Decision : **September 22, 2022**

SANDEEP KUMAR AND ORS

.....Petitioners

VERSUS

STATE OF PUNJAB AND ANR

.....Respondents

CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN

Present : None for the petitioners.

Mr. Madhur Sharma, AAG, Punjab.

PANKAJ JAIN. J. (Oral)

By way of present petition filed under Section 482 Cr.P.C. the petitioner prayed for quashing of FIR No.0166 dated 13.10.2020 under Sections 304, 34 IPC at Police Station Mehta, District Amritsar Rural and all proceedings subsequent thereto on the basis of compromise.

On 31.3.2021, the following order was passed:-

“The case has been taken up for hearing through video conferencing.

Prayer made in this petition is for quashing of FIR as well as all the subsequent proceedings arising therefrom on the basis of compromise.

Parties are directed to appear before the Illaqa Magistrate/trial Court on 08.04.2021 for recording their statements. The concerned Court would file its report in the context of validity and genuineness of the compromise in question. The Court shall make a report in respect of antecedent behaviour of criminal activity of the accused and also with regard to total number of accused involved in the case and his/their status of being proclaimed offender/person.

Adjourned to 21.07.2021.”

Pursuant thereto report has been received. As per which none of the parties appeared for getting their statements recorded.

Today, none has appeared on behalf of the petitioners.

The FIR sought to be quashed has been registered for an offences under Sections 304, 34 IPC. As per the law laid down by the Hon'ble Supreme Court in **State of Madhya Pradesh Vs. Laxmi Narayan and Others 2019 (2) SCC (Crl.) 706**, the FIR registered for an offences under Sections 304, 34 IPC cannot be quashed on the basis of compromise.

Consequently, the present petition is dismissed.

September 22, 2022

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(PANKAJ JAIN)
JUDGE

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