

IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

(121)

CRM-M-32902-2022  
Date of Decision: 02.09.2022

Raj Kumar & others

--Petitioners

Versus

State of Punjab & another

--Respondents

**CORAM:- HON'BLE MR. JUSTICE RAJESH BHARDWAJ.**

Present:- Ms. Aarti Pandit, Advocate for  
Mr. M.K. Dhot, Advocate for the petitioners.

Mr. Sandeep Kumar, D.A.G., Punjab.

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**RAJESH BHARDWAJ.J (Oral)**

The present petition has been filed under Section 482 Cr.P.C praying for quashing of FIR No.58 dated 24.3.2022 registered under sections 306 and 34 IPC at Police Station, City Sangrur, district Sangrur along with all the subsequent proceedings arising therefrom on the basis of compromise dated 8.7.2022 (Annexure P-2).

On the last date of hearing adjournment was sought on the ground that arguing counsel was not available due to some personal difficulty and the case was adjourned for today. Even today the same request has been made by the proxy counsel. The request made by proxy counsel is declined.

Evidently the offence alleged against the petitioner is under Section 306 IPC. Hon'ble Supreme Court in *Daxaben Versus State of Gujarat 2022 SCC online SC 936* observed that the FIR under Section 306 of IPC (abetment of suicide) cannot be quashed under Section 482 Cr.P.C. on the basis of settlement as Section 306 falls in the category of heinous and serious offences which are considered as crime against society.

Without commenting on the merits of the case, the present petition is disposed of with liberty to the petitioner to avail his alternative remedy in accordance with law.

(RAJESH BHARDWAJ)  
JUDGE

02.09.2022

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