



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(138) CRM-M-47296-2024
Date of Decision : 23.09.2024

Pawan Kumar Sharma ...Petitioner

Versus

State of Punjab and another ...Respondents

CORAM: HON’BLE MR. JUSTICE KULDEEP TIWARI

Present: Mr. Atinderpal Singh, Advocate for the petitioner.

Mr. Pardeep Bajaj, DAG, Punjab.

KULDEEP TIWARI, J.(ORAL)

- Through the instant petition, filed under Section 528 of BNSS, 2023, prayer is made for quashing of FIR No.142, dated 30.08.2024 under Section 106(1) of BNS, 2023 (old Section 304-A of the IPC, 1860), registered at Police Station B-Division, District Amritsar (Annexure P-1), and all subsequent proceedings arising therefrom, on the basis of compromise dated 02.09.2024 (Annexure P-2).
- Since the offence in the FIR (supra), is punishable under Section 106(1) of BNS, 2023 (old Section 304-A of the IPC, 1860), therefore, the instant petition seeking quashing, on the basis of compromise, is not maintainable in view of the judgment passed by larger Bench of this Court in CRM-M-40769-2014, titled as ‘Baldev Singh vs. State of Punjab and another’.
- In view thereof, the instant petition is **disposed of**.
- However, liberty is reserved for the petitioner to file fresh petition seeking quashing of the FIR (supra), on merits, or he is at liberty to raise all such pleas, which are raised before this Court, before the learned trial Court concerned.

(KULDEEP TIWARI)
JUDGE

September 23, 2024
Manpreet

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No