IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

Cr. MMO No. 406 of 2026

Reserved on: 03.11.2026

Date of Decision: 20.11.2026.

Ashutosh and Anr .... Petitioners

Versus

State of HP & Ors. .... Respondents

Coram

Hon'ble Mr Justice Rakesh Kainthla, Judge.

Whether approved for reporting?[1] ***No.***

For the Petitioners	:	Mr Vijay Bir Singh, Advocate.
For Respondent No. 1 (State)	:	Mr Tarun Pathak, Deputy Advocate General.
For Respondent Nos. 2 & 3	:	Ms Meenakshi Thakur, Advocate.

Rakesh Kainthla, Judge

The petitioners have filed the present petition for quashing of FIR No. 309 of 2018, dated 16.11.2018, registered at Police Station Indora, District Kangra, H.P., for the commission of offences punishable under Sections 341, 323, and 354 read with Section 34 of the Indian Penal Code (IPC) and consequential

[1] Whether reporters of Local Papers may be allowed to see the judgment? Yes.

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proceedings arising out of the said FIR based on the compromise effected between the parties.

2. It has been asserted that the parties have settled the matter with the intervention of the common friends and respectable persons of the society. No fruitful purpose would be served by continuing with the present proceedings. Hence, the petition.

3. The statements of the informant, Ajay Singh and the victim were recorded on 14.05.2026, in which they stated that they had entered into a compromise with the petitioners/accused voluntarily without any influence from any person, and they had no objection in case the FIR is ordered to be quashed as per the compromise.

4. I have heard learned counsel for the parties and have gone through the records carefully.

5. The offences punishable under sections 341 and 323 of the IPC are compoundable under section 320 of the Code of Criminal Procedure (CrPC). Section 320 (3) of the CrPC provides that where the offences are compoundable under this section, and a person is liable by virtue of section 34 of the IPC, the

offences may be compounded. Therefore, the offences punishable under sections 323 and 341 of the IPC can be compounded under section 320 of the CrPC. This Court has quashed the FIR registered for the commission of offences punishable under Section 354 of the IPC in ***Vidya Devi Vs. State of HP and others, 2022 STPL 13724 HP, Ameen Vs. State of HP and others, 2022 STPL 13743 HP, Raj Kumar Vs. State of HP and others, 2022(2) Him. L.R. 1150, Mukesh Kumar and others Vs. State of HP and others, 2022 STPL 9742 HP*** and ***Sunil Kumar Vs. State of HP and others, 2022(1) Him. L.R. 280.*** These judgments are binding on this Court.

6. In view of these binding precedents, the present petition is allowed and the FIR No. 309 of 2018, dated 16.11.2018, registered at Police Station Indora, District Kangra, H.P., for the commission of offences punishable under Sections 341, 323, and 354 read with Section 34 of the Indian Penal Code (IPC) and consequential proceedings arising out of the said FIR based on the compromise effected between the parties pending/initiated against the petitioners-accused in pursuance thereof are also ordered to be quashed.

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7. Petition stands disposed of in the above terms, so also pending miscellaneous applications, if any.

8. Parties are permitted to produce a copy of this judgment, downloaded from the webpage of the High Court of Himachal Pradesh, before the authorities concerned, and the said authorities shall not insist on the production of a certified copy, but if required, may verify the passing of the order from the Website of the High Court.

(Rakesh Kainthla)
Judge

20th November, 2026
(Chander)