

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA

Cr. MMO No. 1205 of 2025

Reserved on: 05.03.2026

Date of Decision: 17.03.2026

Chander Mani

...Petitioner

Versus

State of H.P. & Anr.

...Respondents

Coram

Hon'ble Mr Justice Rakesh Kainthla, Judge.

Whether approved for reporting?¹ No

For the Petitioner : Mr Sarvedaman Rathor,
Advocate.

For Respondent No.1/State : Mr Lokender Kutlehria,
Additional Advocate General

For Respondent No.2 : Mr Ashok Kumar, Advocate.

Rakesh Kainthla, Judge

The petitioner has filed the present petition for quashing of FIR No. 40 of 2020, dated 07.06.2020, registered at Police Station Sangrah, District Sirmaur, H.P., for the commission of offences punishable under Sections 354A and 323 of the Indian Penal Code (IPC) and consequential proceedings

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

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, and the continuation of the proceedings would not serve any fruitful purpose. Therefore, it was prayed that the present petition be allowed and the FIR be ordered to be quashed based on the compromise effected between the parties.

3. The learned Chief Judicial Magistrate, Sirmaur, District at Nahan has recorded the informant's statement and sent it to this Court in a sealed manner. This Court has opened the sealed cover. The informant stated that she had entered into a compromise with the accused voluntarily. She and the accused belong to the same family, and she did not want to proceed further with the matter after the compromise. She had no objection in case the FIR is ordered to be quashed based on the compromise. Hence, the petition.

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

5. The offence punishable under Section 323 of the IPC is compoundable under Section 320 of Cr.P.C. This Court has

quashed the FIR registered for the commission of an offence punishable under Section 354A 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 and 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. 40 of 2020, dated 07.06.2020, registered at Police Station Sangrah, District Sirmaur, H.P., for the commission of offences punishable under Sections 354A and 323 of IPC is ordered to be quashed. Consequent upon the quashing of FIR, criminal proceedings pending/initiated against the petitioner-accused in pursuance thereto are also ordered to be quashed.

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 passing of the order from the Website of the High Court.

(Rakesh Kainthla)
Judge

17th March, 2026
(Nikita)