

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRA No. S- 3750-SB of 2013(O&M)

Date of decision: 12.01.2015

Niranjan Singh

.....Appellant

versus

State of Punjab

.....Respondent

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.Jagjit Singh, Advocate for the appellant
Mr.Nikhil K. Chopra, DAG Punjab
Mr.Yogesh Goel, Advocate for the complainant

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
- 2. To be referred to the Reporters or not ?*
- 3. Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

CRM No.34628 of 2014

For the reasons mentioned in the application, it is allowed and the complainant Balkar Singh is ordered to be impleaded as respondent No.2 registry to do the needful.

CRM No.34629 of 2014 in/ and
CRA No.S-3750-SB of 2013

Respondent No.2 Balkar Singh has filed this application for permission to compound the offence under Section 420 IPC with the accused Niranjan Singh.

Brief facts of the case are that an FIR No.126 dated 4.8.2005 under Sections 406, 420, 364 IPC and Section 24 of the Immigration Act was registered at Police Station Bholath, Kapurthala

on the complaint of Balkar Singh respondent No.2 alleging that the appellant-accused had taken ₹ 16,50,000/- from him to send his son to Spain. Learned Additional Sessions Judge, Kapurthala vide judgment and order of sentence dated 2.9.2013 convicted the present appellant under Section 420 IPC and sentenced him to undergo RI for three years and to pay fine of ₹ 1,00,000/-, in default thereof, to further undergo RI for one year.

Aggrieved by the said judgment, Niranjn Singh has filed the appeal before this Court, which is pending disposal.

Along with the application, an affidavit of Balkar Singh as well as compromise deed has been filed. The appellant-accused has agreed to pay ₹ 10,00,000/- to the complainant out of which, ₹6,50,000/- has been paid and remaining ₹3,50,000/- will be paid after the compounding of offence in the present criminal appeal and quashing of FIR.

On the request of the learned counsel for the parties, CRA No.S-3750-SB of 2013, which is pending admitted, is taken on board for disposal.

In view of the fact that it was a money dispute, which has amicably been settled and that the offence under Section 420 IPC is compoundable with the permission of the Court, the permission is hereby granted to the complainant to compound the offence with accused Niranjn Singh. As the offence has been lawfully compounded, the present appeal is allowed and the impugned judgment and order dated 2.9.2013, convicting the appellant under Section 420 IPC stands set aside qua the present appellant and the

appellant-accused Niranjan Singh stands acquitted. Bail bonds/
surety bonds are discharged.

12.01.2015
gk

(Kuldip Singh)
Judge