

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-33199-2015 (O&M).

Decided on: October 14, 2015.

Arjinder Singh

.. Petitioner(s)

VERSUS

State of Punjab and another

.. Respondent(s)

*** * ***

CORAM: HON'BLE MR.JUSTICE M.M.S.BEDI

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**PRESENT Ms.G.K.Mann, Advocate,
for the petitioner.**

M.M.S. BEDI, J. (ORAL)

Quashing of criminal proceedings on the basis of compromise, after the petitioner having been convicted by the trial Court, has been prayed for. The appeal is stated to be pending before the Appellate Court at Gurdaspur.

This petition is disposed of with a direction that the Appellate Court shall record the statements of both the parties regarding the matter having been compromised and in case the Court is satisfied that the matter has been compromised, it will be open to the Appellate Court to consider the compromise as a mitigate circumstance to give benefit of doubt to the petitioner or to award lesser sentence including the benefit of probation.

This Court is aware of the fact that the petitioner has been attributed an injury which on X-ray was found to be a cut in the prapezium bone of left wrist. Prima facie, the cut on bone does not fall under the definition of grievous injury in all cases. It will be open to the Appellate Court to convert the offence under Section 326 IPC into an offence under Section 324 IPC and to permit compounding.

**(M.M.S. BEDI)
JUDGE**

October 14, 2015.

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