

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

(126)

CRM-M-39107-2015

Decided on: November 20, 2015.

Sukhwinder Singh

.... Petitioner

Versus

State of Punjab and another

..... Respondents

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

Present: Ms. Amandeep Kaur, Advocate, for the petitioner.

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

Quashing of FIR has been prayed for on the basis of compromise, after conviction.

Notice to Advocate General, Punjab.

On asking of the Court, Ms. Harpreet Kaur Athwal, DAG, Punjab, present in the Court, has accepted notice.

This petition is disposed of with a direction that the Appellate Court shall record the statements of the parties and after recording the statements of the parties, if the Appellate Court is satisfied that the matter has been compromised voluntarily without any threat, coercion or undue influence, it will be open to the Appellate Court to dispose of the appeal either by acquitting the accused by giving benefit of doubt or to consider the factum of compromise as a mitigating circumstance to grant any relief under Probation of Offenders Act or to permit compounding the offence if it is permissible under the preview of the statute or to pass any other appropriate order in accordance with law.

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

November 20, 2015

harsha