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

CRR No.2511 of 2009 (O&M)

Date of decision: February 04, 2015

Amandeep Singh @ Rinku and others

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Preetinder Singh Ahluwalia, Advocate
for the petitioners.

Mr. Deep Singh, AAG Punjab.

Respondents No.2 & 3 are present in person
alongwith Mr. Kawaljyot Singh, Advocate.

SABINA, J

Petitioners had faced trial in FIR No.393 dated
29.10.2005, under Sections 325, 324, 323, 34 of Indian Penal
Code, 1860 ('IPC' for short), registered at Police Station
Samana.

Trial Court vide judgment/order dated 20.03.2008
ordered the conviction of the petitioners qua commission of
offence punishable under Sections 325, 324, 323, 34 IPC.
Appeals filed by the petitioners were dismissed by the
Appellate Court vide order dated 08.09.2009. Hence the
present petition.

Learned counsel for the petitioners has submitted
that parties have amicably settled their dispute during the

pendency of this petition. So far as offences under Sections 323, 325 IPC are concerned, the same are compoundable in terms of Section 320 of Code of Criminal Procedure, 1973. So far as offence under Section 324 IPC is concerned, the same was initially compoundable, but after the amendment Act of 2005, which came into force w.e.f. 23.06.2006, the said offence had been made non-compoundable. Since in the present case, occurrence had taken place on 28.10.2005, the amendment Act of 2005, would not be applicable to the present case. In support of his argument, learned counsel has placed reliance on ***Md. Abdul Sufan Laskar and others versus State of Assam***, 2008(4) R.C.R. (Criminal) 115.

Complainant-Pritpal Singh and injured-Randhir Singh are present in person alongwith their counsel and have admitted the factum of compromise between the parties and have stated that they may be permitted to compound the offences and have no objection, if the petitioners are acquitted of the charges framed against them. They have tendered their affidavits on record in this regard.

Compromise deed is also on record as Annexure A-1.

Accordingly, the parties are permitted to compound the offences as they have amicably settled their dispute with a view to live in peace in the future. Hence, this petition is allowed. Petitioners are acquitted of the charges framed

against them as the offences have been compounded by the parties. Consequently, judgments/order of the courts below, are set aside.

**(SABINA)
JUDGE**

February 04, 2015

m.singh