

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

CRR No.3965 of 2014

Date of decision: 27th July, 2015

Mohinder Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

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

Present: Mr. Pardeep Bajaj, Advocate
for the petitioner.

Ms. Harpreet Kaur, Dy. Advocate General, Punjab
for the respondent.

Mr. Vikram Bali, Advocate
for respondents No.2 and 3.

FATEH DEEP SINGH, J.

Petitioner Mohinder Singh was found guilty and convicted under Section 420 IPC by the trial Court of learned Addl. Chief Judicial Magistrate, Fatehgarh Sahib through judgment and order dated 08.02.2012 and was sentenced to undergo rigorous imprisonment for two years and to pay a fine of ₹5,000 and in default to undergo further rigorous imprisonment for six months, and which findings were

affirmed by the lower appellate Court of learned Additional Sessions Judge, Fatehgarh Sahib vide judgment dated 17.11.2014.

During the pendency of instant revision petition, a request was made seeking quashment of the FIR and all consequent proceedings including judgment of conviction on the basis of a compromise arrived at between the parties, whereupon report of the Court below was called for.

Report dated 29.06.2015 of learned Additional Chief Judicial Magistrate, Fatehgarh Sahib has been received whereby after recording statements of complainants Sukhdev Singh and Surinder Singh as well as that of the accused namely Mohinder Singh, the Court has shown its satisfaction that the compromise has been arrived at voluntarily, out of free will of the parties, without any undue influence, coercion or pressure.

In the light of the satisfaction shown by the Court, the fact that the offences for which the accused has been hauled up are not of serious nature, together with the fact that compromise will go a long way in ironing out differences for betterment of future life of the parties and in view of the law laid down by a Division Bench of this Court in **‘Sube Singh and another v. State of Haryana and another’ 2013(4) RCR (Criminal) 102** and by the Hon’ble Apex Court in **2012(10) SCC 303** titled as **‘Gian Singh v. State of Punjab and another’** and **2014(6) SCC 466** titled as **‘Narinder Singh and others v. State of Punjab and another’**, FIR No.133 dated 29.06.2001 registered at

Police Station Sirhind under Sections 406/420 IPC and judgment of conviction dated 08.02.2012 of learned Addl. Chief Judicial Magistrate, Fatehgarh Sahib and the judgment passed by the appellate Court of learned Additional Sessions Judge, Fatehgarh Sahib dated 17.11.2014 qua the present petitioner along with all consequences arising thereof are hereby quashed.

The revision petition stands disposed off in those terms.

(FATEH DEEP SINGH)
JUDGE

July 27, 2015
rps