

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-20427-2016 (O&M)

Date of decision: October 04, 2016.

Vipul Sharma @ Shanki and another

... **Petitioners**

v.

State of Haryana and another

... **Respondent**

CORAM: **HON'BLE MR. JUSTICE A.B. CHAUDHARI**

Present: Shri Kamal Chaudhary, Advocate for the petitioners.

Shri Karan Sharma, Assistant Advocate General, Haryana.

Shri Gaurav Singla, Advocate for respondent No.2.

A.B. Chaudhari, J. (Oral):

In FIR No.0124 dated 28.9.2015, PS Raipur Rani, the petitioners are being prosecuted for the offences under Sections 322, 34, 353, 186, 506 IPC.

The petitioners are the students who had assaulted the Conductor of the State Transport bus. Now, the said conductor has entered into compromise with the petitioners. This Court had directed the recording of the statements by the Illaqa Magistrate. The report has not yet been received. Shri Gaurav Singla, Advocate appears for the complainant public servant.

I have perused the FIR. The allegations in the FIR about assault on the public servant by two students petitioners are serious, however, they have entered into compromise with the public servant

conductor. This Court is therefore inclined to allow the compounding/compromise since the petitioners are stated to be the students. But then, at the same time, the petitioners cannot be allowed to go scot-free without any punishment. In that view of the matter, the following order is passed:-

ORDER

- (i) CRM-M-20427-2016 is allowed;
- (ii) By way of compounding/compromise, FIR in question is quashed subject to each petitioner depositing Rs.10,000/-, total Rs.20,000/- with the District Collector, Panchkula within a period of eight weeks from today;
- (iii) if the amount is not deposited and receipt is not furnished to the Registry of this Court, this order shall come to an end automatically.

Disposed of.

[A.B. Chaudhari]
Judge

October 04, 2016.
kadyan

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No