

221

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

Date of decision: July 23, 2016  
CRR No.3431 of 2015 (O&M)

Mithu Singh .....Petitioner

Versus

State of Punjab and another .....Respondents

CRR No.4275 of 2015 (O&M)

Bhupinder Singh @ Vicky and another .....Petitioners

Versus

State of Punjab and another .....Respondents

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

Present: Mr. A.S. Barnala, Advocate  
for the petitioners.

Ms. Rajni Gupta, Addl. AG Punjab.

Mr. M.S. Saini, Advocate  
for respondent No.2.

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

\*\*\*\*

A.B. CHAUDHARI, J (Oral)

These revision petitions are directed against the judgment and order of conviction and sentence dated 02.07.2014 whereby, petitioners were convicted and sentenced for the offences punishable under Sections 325, 323, 34 of Indian Penal Code, 1860 (for short 'IPC') along with fine.

During the pendency of these revision petitions, complainant entered into compromise with the petitioners. Counsel for revision petitioners, namely Mr. A.S. Barnala, Advocate and counsel for respondent

No.2-complainant, namely Mr. M.S. Saini, Advocate are present. Both of them have contended that the accused as well as complainant have arrived at settlement/compromise to live in peace in future. Learned counsel for the petitioners has then pointed out that the offence under Section 325 IPC for which accused have been convicted, is compoundable under Section 320 Part-2 of Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') with the permission of the Court. Both the counsel seek permission of this Court for compounding and quashing the judgment and order of conviction and sentence. They have contended that in order to live in peace hereinafter, this Court should grant permission to compound.

Upon hearing the learned counsel for the rival parties and perusal of the record having regard to the proposal for compounding/compromise, I think the permission under Section 320 Part-2 Cr. P.C. should be granted to compound. In that view of the matter, following order is passed:

**ORDER**

- (i) CRR No.3431 of 2015 and CRR No.4275 of 2015 are disposed of in view of compromise.
- (ii) Consequently, impugned judgment and order of conviction and sentence dated 02.07.2014 whereby, petitioners were convicted and sentenced for the offences punishable under Sections 325, 323, 34 IPC along with fine, is quashed and set aside.

**(A.B. CHAUDHARI)**  
**JUDGE**

**July 23, 2016**  
mahavir