

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRR-2660-2016 (O&M)
Date of decision: 24.09.2016

Kuldeep and another
...Petitioners

Versus

State of Haryana and others
...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Gautam Dutt, Advocate for the petitioner(s).

Mr. Saurabh Mohunta, DAG, Haryana.

Mr. Akashdeep Singh, Advocate for respondent Nos.2 and 3.

Jitendra Chauhan, J.

By filing the present criminal revision, the petitioner has assailed the judgment dated 20.07.2016, vide which, learned Additional Sessions Judge, Sonapat, upheld judgment and order dated 21.05.2013, passed by learned Judicial Magistrate 1st Class, Sonapat, whereby, the petitioners have been convicted and sentenced as under:-

Name	Conviction under Section	Sentence	Fine	In default of payment of fine
Kuldeep	Section 323 read with Section 34 IPC	RI for 01 year	Rs.1,000/-	SI for 10 days
Sonu @ Sandeep	Section 325 read with Section 34 IPC	RI for 02 years	Rs.3,000/-	SI for 20 days
	Section 342 read with Section 34 IPC	RI for 01 year	Rs.1,000/-	SI for 10 days

However, all the sentences were ordered to run concurrently.

Learned counsel for the petitioners does not press the revision

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petition on merits and has submitted that in terms of the compromise reached between the parties, a lenient view may be taken in the matter of sentence. Even otherwise, this Court has re-scanned the entire record and finds no infirmity in the impugned judgments thereby recording conviction of the petitioners, as noticed at the outset of this judgment.

The complainant, duly identified by his learned counsel, is present in the Court and admits the factum of compromise. The petitioners are not involved in any other FIR. Therefore, this Court is inclined to take a lenient view in the matter of sentence.

Learned State counsel is not opposed to the prayer made.

Keeping in view the fact that the matter stands compromised between the parties, the prayer made on behalf of the petitioners is accepted and the sentence awarded to the petitioners is ordered to be reduced to the period already undergone by them. However, the same shall be subject to payment of Rupees one lac as compensation to the complainant, within three months from today. The petitioners be released forthwith, if not required in any other case.

Ordered accordingly.

However, it is made clear that in case, the amount is not paid within the stipulated period, the present revision petition shall be deemed to be dismissed without further notice.

24.09.2016
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No

ATUL SETHI
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