

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

CRR No. 4175 of 2014

Date of decision : December 06, 2016

Bhajan Lal @ Pamma

..... Petitioner

v.

Harbax Singh @ Sodhi and others,

..... Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. JN Gupta, Advocate
for the petitioner.

Mr. Sanjay Gupta, Advocate
for respondents No.1 to 3.

Mr. KS Pannu, DAG Punjab
for respondent No.4.

Ajay Tewari, J (Oral)

This revision petition has been filed against the order dated 7.10.2011 passed by the trial Court vide which respondents No.1 to 3 were ordered to be released on probation, and the order dated 6.10.2014 passed by the Addl. Sessions Judge, Hoshiarpur vide which the appeal filed against the aforesaid order was dismissed.

Brief facts are that on 23.5.2003 at about 7.30/8 pm, an altercation took place between the complainant and the accused over abusing of children, upon which the accused caused injuries to the

complainant and his wife. After conclusion of the trial, the trial Court convicted the accused/respondents No.1 to 3 under Sections 325/34, 323/34, 452 of the IPC and taking a lenient view directed them to be released on probation. An appeal filed against the release of the accused on probation was dismissed.

Counsel for the petitioner has argued that serious injuries were caused by the accused and once the case was duly proved against them, they should not have been released on probation.

Counsel for the accused/respondents No.1 to 3 has defended the orders passed by the Courts below.

After hearing counsel for both the parties and keeping in view the facts and circumstances of the case, in my opinion the interest of justice would be met if some compensation is awarded to the petitioner and his wife. Consequently, the accused/respondents No.1 to 3 are directed to pay compensation of ₹ 5,000/- each to both the injured i.e the petitioner-Bhajan Lal @ Pamma and his wife Lalita Devi within two months, failing which they shall undergo RI for one year. This petition stands disposed of.

(AJAY TEWARI)
JUDGE

December 06, 2016
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