

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

**CRM-M No. 1601 of 2017
Date of Decision: 14.02.2017**

Sukhwinder Singh @ Sukh and another

.....Petitioners

Vs

Bakshi Ram and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Gurinder Singh, Advocate,
for the petitioners.

Mr. H.P.S. Sandhu, Advocate,
for respondent No. 1.

Ms. Rimplejeet Kaur, A.A.G., Punjab,
for respondent No. 2.

RAJ MOHAN SINGH, J. (Oral)

The petitioners have filed this petition under Section 482 of the Code of Criminal Procedure for quashing of the complaint under Sections 406, 420 and 120-B I.P.C. and all the subsequent proceedings arising therefrom, including order dated 06.08.2012, on the basis of compromise.

Pursuant to the notice of motion, Mr. H.P.S. Sandhu, Advocate, appears on behalf of respondent No. 1 and

Ms. Rimplejeet Kaur, A.A.G., Punjab, appears on behalf of the State.

The complaint under Sections 406, 420 and 120-B I.P.C. was filed against four accused persons, namely Harjit Singh Cheema, Sukhwinder Singh @ Sukh, Harpinder Singh @ Pinder and Lakha Singh. The complaint qua accused No. 4, namely Lakha Singh, was dismissed for want of correct particulars. The petitioners were declared as proclaimed persons vide order dated 06.08.2012. Accused Harjit Singh Cheema faced the trial and ultimately, he was convicted by the trial Court and sentenced to undergo one year of simple imprisonment along with fine of Rs. 500/- along with default mechanism under Section 420 I.P.C., he was further sentenced to undergo simple imprisonment of six months under Section 120-B I.P.C.

In appeal filed before the lower Appellate Court, Harjit Singh Cheema was acquitted in terms of composition allowed by the lower Appellate Court under Section 320 Cr.P.C.

Since the petitioners were declared proclaimed persons, they intend to join the proceedings as the complainant has also effected compromise with them.

In view of the aforesaid, let the petitioners surrender before the trial Court on or before 15.03.2017. In the event of their appearance, the trial Court shall admit them to bail and

they shall be proceeded against in accordance with law.

Disposed of.

**(RAJ MOHAN SINGH)
JUDGE**

February 14, 2017

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Whether reasoned/ speaking : Yes/ No

Whether reportable : Yes/ No