

**102+227 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM Nos.29369 and 30751 of 2017 in/and
CRR No.3298 of 2016 (O&M)**

Date of decision : September 14, 2017

Sanjay and another

..... Petitioners

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. P.R. Yadav, Advocate for the petitioners.

Mr. R.K. Makkad, DAG, Haryana.

Mr. Surender Saini, Advocate
for the applicants-respondent Nos.2 to 4.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

KULDIP SINGH J. (ORAL)

Custody certificates of both the petitioners have been filed in the Court today and the same are taken on record.

Petitioners were convicted by the learned Judicial Magistrate 1st Class, Rewari, for the commission of offence punishable under Section 323 and 324 read with Section 34 IPC vide judgment of conviction dated 27.01.2014. They were sentenced to undergo simple imprisonment for a period of six months each and to pay a fine of ₹500/- each for the commission of offence punishable under Section 323 read with Section 34 IPC. They were also sentenced to undergo simple imprisonment for one year each and to pay a fine of ₹1,000/- each for the commission of offence punishable under Section 324 read with Section 34 IPC, in default

of payment of fine, they further sentenced to undergo simple imprisonment for one week each, vide order of sentence dated 29.01.2014. Both the sentences

were directed to run concurrently. The appeal filed against their conviction was dismissed by the learned Addl. Sessions Judge, Rewari, vide judgment dated 31.08.2016.

In this case, three persons, namely, Shishpal (complainant), Rohit and Mohan were injured. They have now filed an application for compounding the offence on the basis of compromise dated 22.02.2016 (Annexure P-8). The amended memo of parties, whereby the said injured have been arrayed as respondent Nos.2 to 4, has been filed and the same is taken on record.

Learned counsel for respondent Nos.2 to 4-injured has stated that the parties are near relations being children of same grandfather and great grandfather. Therefore, in order to maintain good between the parties, they have now compromised the matter.

In view of the compromise between the parties, the permission is hereby granted to the injured-respondent Nos.2 to 4 for compounding the offence under Section 323, 324 read with Section 34 IPC. Since, the offence has been lawfully compounded, the petitioners are acquitted of the charges framed against them. The judgment dated 31.08.2016 passed by the learned Addl. Sessions Judge, Rewari, as well as the judgment of conviction dated 27.01.2014 and order of sentence dated 29.01.2014 passed by learned Judicial Magistrate 1st Class, Rewari are hereby set aside. The bail bonds of

the petitioners are hereby discharged.

The present revision petition is allowed in the abovenoted terms. The accompanied applications also stand disposed of.

(KULDIP SINGH)
JUDGE

September 14, 2017

sarita

Whether speaking / reasoned	Yes
Whether Reportable:	No