

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

CRR-2293-2017 (O&M)

Date of Decision : 01.09.2017.

Sukha Ram and another

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ram Bilas Gupta, Advocate
for the petitioners.

Mr. B.S.Virk, DAG, Haryana.

CRM-27510-2017

This is an application for preponing the date of hearing of the main case from 19.09.2017 to some early date as the matter has been compromised.

Heard.

For the reasons mentioned in the application, the same is allowed. The main petition is preponed and is taken up today.

CRM-27508-2017

This is an application for impleading the complainant as party-respondent No.2.

Heard.

For the reasons mentioned in the application, the same is allowed. Jai Parkash-complainant is impleaded as respondent No.2. Amended memo of parties annexed with the application is taken on record.

Mr. Sandeep Saini, Advocate has appeared and filed vakalatnama on behalf of respondent No.2. Same is taken on record.

CRM-27509-2017 in/and
CRR No.2293 of 2017

This application has been filed under Section 320 of Cr.P.C. read with Section 482 Cr.P.C. for compounding the offence and consequently acquitting the petitioners in view of the compromise arrived at between the parties.

Learned counsel for the parties submit that with the intervention of respectables, the matter between the parties has already been amicably settled. Learned counsel for respondent No.2 submits that he has no objection, in compounding the offence as well as in acquitting the petitioners in this case. They further submits that necessary permission to compound the offence under Section 325 of Indian Penal Code may also be granted.

I have heard learned counsel for the parties as well as learned State counsel and have gone through the record.

From the record, I find that the petitioners have been convicted for the offences under Sections 323, 325 read with Section 34 of IPC by the learned trial Court and the appeal filed by the petitioners has been dismissed by the learned First Appellate Court. Aggrieved against both the judgments, the present revision has been filed.

The offence under Section 323 of Indian Penal Code is compoundable, whereas Section 325 of the Indian Penal Code is compoundable with the permission of the Court. Since, the parties have already settled their dispute and respondent No.2 has no objection in compounding the offence and in order to bring amity and cordial relations between the parties in future, necessary permission to compound the offence

under Section 325 of the Indian Penal Code is granted in this case.

In view of above discussion, the instant application is allowed and the judgment of conviction dated 30.07.2016 and order of sentence dated 01.08.2016 passed by learned JMIC, Faridabad, and judgment dated 31.05.2017, passed by Addl. Sessions Judge, Faridabad, are set aside in view of the lawful composition of the offence.

The petitioners, Sukha Ram and Sonu, are acquitted of the charges framed against them and they be set at liberty, if their custody is not required in connection with any other case.

Revision petition is disposed of accordingly.

September 01, 2017

Jasmine Kaur

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	Yes
Whether reportable	No