

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.129

CRM-M-18633-2018

Date of decision : 03.05.2018

Sajjan Singh and others

..... Petitioners

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. R.P.S. Boparai, Advocate, for the petitioners.

SUDHIR MITTAL, J. (Oral)

The petitioners seek quashing of FIR No.110 dated 15.09.2012, registered at Police Station Hargobindpur, District Batala, under Sections 420 and 120-B IPC.

The petitioners were convicted vide judgment date 10.10.2016 passed by the Judicial Magistrate First Class, Batala. Their appeals are pending in the Court of learned Addl. Sessions Judge, Gurdaspur. Meanwhile, a compromise dated 21.04.2018 (Annexure P-3), has been reached between the parties. Hence, the present quashing petition.

The offence under Section 420 IPC is compoundable with permission of the Court. The learned Addl. Sessions Judge, Gurdaspur, is competent to pass an order on the basis of compromise in an appeal, if the petitioners seek leave therefor under Section 320(5) Cr.P.C.

Thus, this petition is disposed of with direction to the petitioners to move an appropriate application before the learned appellate Court, who will take the same into consideration and pass an appropriate order keeping in view the fact that the offence is compoundable under Section 320(2) Cr.P.C.

**(SUDHIR MITTAL)
JUDGE**

03.05.2018

Ramandeep Singh

Whether speaking / reasoned

Whether Reportable

Yes / No

Yes/ No