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

CRR No.2313 of 2011 (O&M)

Date of decision: May 18, 2018

Basant Singh alias Darshan Singh

.....Petitioner

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. H.S. Randhawa, Advocate for the petitioner.

Mr. H.S. Sullar, DAG Punjab.

None for respondent No.2.

A.B. CHAUDHARI, J (Oral)

CRM No.17369 of 2018

Heard.

Application is allowed as prayed for. Main revision petition, i.e. CRR 2313 of 2011, which is on regular board of this Court, is taken up for hearing today itself.

CRR No.2313 of 2011

Petitioner has filed the present revision petition against the judgment and order dated 27.05.2009, passed by the learned Judicial Magistrate Ist Class, Amloah, whereby he was convicted for offence punishable under Section 406 of Indian Penal Code, 1860 and sentenced to undergo Rigorous Imprisonment for a period of two years and to pay fine in the sum of ₹500/-; in default of payment of fine, to further undergo simple imprisonment for 15 days; and the judgment

dated 08.09.2011 passed by the learned Additional Sessions Judge, Fatehgarh Sahib, in an appeal, upholding his conviction and sentence as ordered above.

Revision petition filed by the petitioner was admitted by this Court vide order dated 20.10.2011.

Learned counsel for the petitioner has submitted that during the pendency of the revision petition, parties have amicably settled their dispute.

Vide order dated 06.10.2016, this Court had directed the parties to appear before the trial Court to get their statements recorded. Accordingly, learned trial Court, vide order dated 02.12.2016, has sent its report and stated that the compromise effected between the parties was without undue influence, any pressure or coercion in any manner.

Learned counsel for the petitioner has further submitted that the compromise between the parties has been arrived and therefore, they have no objection if the offence in question is compounded as the accused persons and the complainant want to live in peace and harmony.

In that view of the matter, looking to the fact that the parties have arrived into compromise, there is no point in continuing with the present revision petition.

In that view of the matter, CRR No.2313 of 2011 is disposed of and by way of compounding/compromise, the impugned judgment and order dated 27.05.2009, passed by the learned Judicial Magistrate Ist Class, Amloah and judgment dated 08.09.2011 passed

by the learned Additional Sessions Judge, Fatehgarh Sahib, in an appeal, are quashed and set aside. Petitioner is acquitted of the charge framed against him as the offence in question has been compounded by the parties.

(A.B. CHAUDHARI)
JUDGE

May 18, 2018

mahavir

Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No