

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRR No.449 of 2018

DATE OF DECISION: MARCH 26, 2019

DARSHAN LAL

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ.

PRESENT: MR. NIRMAL SINGH, ADVOCATE FOR THE PETITIONER.
MR. NISCHAL MANN, AAG, HARYANA.

MANOJ BAJAJ, J.(ORAL)

The petitioner has filed this revision petition challenging the judgement dated 12.02.2018 passed by the Addl. Sessions Judge, Kurukshetra whereby the judgement passed by the trial Court dated 27.8.2014 convicting the petitioner under Section 420 IPC in case FIR No.220 of 29.10.2010, registered at Police Station Ladwa, district Kurukshetra and sentencing him to undergo R.I. for 3 months and to pay a fine of ₹2000/- and in default of payment of fine, to undergo a further period of 1 month, was upheld.

Vide order dated 19.07.2018, notice of motion was issued only to the limited extent of quantum of sentence awarded to the petitioner, as the learned counsel withdrew his challenge to the conviction part. On 11.12.2018, as complainant Harjit Singh made a statement before this Court that the matter has been compromised between the parties, this Court suspended the sentence of the petitioner. Again on 20.2.2019, this Court

sent the matter to Mediation & Conciliation Centre of this Court for recording the statements of respective parties with regard to the compromise effected and vide its report dated 20.2.2019, the Medical & Conciliation Centre of this Court intimated the Court that the parties have settled their dispute amicably.

Learned counsel for the petitioner prays that as the matter has been settled amicably, therefore, nothing survives for adjudication in this case and as per the settlement dated 20.2.2019, the sentence of the petitioner may be reduced to the one already undergone by him.

Learned counsel for the State does not dispute the aforesaid position.

In view of the settlement arrived at between the parties and the fact that the offence committed by the petitioner was compoundable, therefore, while upholding the judgement of conviction dated 27.8.2014 under Section 406 IPC passed by the trial Court and upheld by the appellate Court, the sentence awarded to the petitioner is modified and reduced to the one already undergone by him.

Criminal revision petition stands disposed off.

March 26, 2019
Gulati

(MANOJ BAJAJ)
JUDGE

Whether Reportable : Yes/No

Whether Speaking/Reasoned : Yes/No