

CRM-M-37767-2019

Date of decision: 21.11.2019

..... Petitioner.

Madan Lal

Vs.

State of Haryana and others

..... Respondents.

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Rajesh Lamba, Advocate
for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

Ms. Neeru Thakur, Advocate
for respondent Nos. 2 to 5.

HARINDER SINGH SIDHU, J.

This petition has been filed under Section 482 Cr.P.C praying for quashing of the FIR No.370 dated 09.12.2011 under Sections 147, 149, 323, 452, 325, and 506 IPC registered at Police Station Saran, District Faridabad.

It is stated that the petitioner has been convicted vide judgment and order dated 27.03.2017 by the Ld. Judicial Magistrate 1st Class, Faridabad. His appeal thereagainst is pending before the Ld. Addl. Sessions Judge, Faridabad.

Learned counsel states that during the pendency of the appeal, the matter has been compromised between the parties and a mutual settlement Annexure P-4 has been arrived at between them. He relies upon the judgments of Hon'ble Supreme Court reported as "**Surat Singh Vs. State of Uttaranchal and another 2013 (1) RCR (Criminal) 1011, Barsati and others Vs. State of U.P and another 2001 (4) Crimes 40 & Ishwar**

that the factum of compromise between the parties during the pendency of the appeal would indeed be a relevant circumstance which is to be taken into consideration while disposing of the appeal.

In view thereof, the learned counsel for the petitioner seeks to withdraw the present petition with liberty to raise all the contentions regarding the compromise in the light of the law laid down by the Hon'ble Supreme Court before the Ld. Addl. Sessions Judge, Faridabad.

Disposed of.

(Harinder Singh Sidhu)
Judge

21.11.2019

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Whether speaking/reasoned: Yes / No

Whether reportable :Yes / No