

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

CRM-M-7755 of 2021 (O&M)

Date of Decision: 01.04.2021

Karam Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Arshdeep Singh, Advocate
for the petitioner.

Mr. B.S. Sewak, Addl. A.G., Punjab.

Mr. Harpal Singh, Advocate
for respondents No.2 to 5.

HARINDER SINGH SIDHU, J.

Present petition has been filed for quashing of FIR No.1772 dated 11.06.2018, under Sections 279, 304-A, 337, 338 IPC registered at Police Station Tripuri, District Patiala and also the judgment dated 24.01.2020 passed by learned Judicial Magistrate First Class, Patiala, whereby the petitioner has been convicted and sentenced to undergo rigorous imprisonment for 2 years as well as fine of Rs. 1,000/- on the basis of compromise.

Learned counsel for the petitioner has relied upon various decisions of the Hon'ble Supreme Court in **Ram Lal vs. State of Jammu & Kashmir, 1999 AIR (SC) 895**, **Bankat vs. State of Maharashtra, 2005 AIR (SC) 368** and **Dr.Arvind Barsaul etc. vs.**

State of Madhya Pradesh and another, 2008(5) SCC 794 and of this Court in **Sat Pal and others vs. State of Haryana, 2005(2) RCR(Crl.) 334**, **Satya Narain vs. State of Haryana, 2009(3) RCR(Crl.) 97**, **Sube Singh and another vs. State of Haryana and another, 2013(4) RCR (Crl.) 102**, **Sukhdev Singh @ Sukha and others vs. State of Punjab, 2019(4) RCR(Crl.) 760**, **Parsa Ram vs. State of Punjab, 2015(26) RCR (Crl.) 654**, **Banwari Lal vs. State of Haryana, 2017(3) RCR (Crl.) 302**, and **Bakhtawar Singh and others vs. State of Haryana, 2015(2) RCR(Crl.) 617** to contend that the compromise can be considered by the Appellate Court at the stage of award of sentence and on the basis thereof the accused can even be acquitted. .

Considering that against the aforesaid judgment the petitioner has already preferred an appeal, which is pending before learned Sessions Judge, Patiala, the present petition is disposed of with liberty to the petitioner to raise all his contentions with regard to the compromise before learned lower Appellate Court which may take into consideration the aforesaid judgments while disposing of the case.

April 01 , 2021

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**(HARINDER SINGH SIDHU)
JUDGE**

Whether Speaking / Reasoned	Yes
Whether Reportable	Yes / No