

269

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

**CRM-M-11278-2022 (O&M)
Date of decision: 20.05.2022**

Raj Rani and another

...Petitioners

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present: Mr. A.C. Sharma, Advocate
for the petitioners.

Mr. Deepak Grewal, DAG, Haryana.

Mr. A.K. Sharma, Advocate
for respondent No.2.

ARVIND SINGH SANGWAN, J.

The petitioners have prayed for quashing of Criminal Complaint No.22 dated 21.12.2012 for the offences punishable under Sections 420, 467, 468, 471, 120-B of the Indian Penal Code ('IPC' for short), summoning order dated 08.07.2016 and the judgment of conviction and order of sentence dated 17/19.01.2018, vide which the petitioners were convicted under Section 409, 120-B IPC and were directed to undergo imprisonment for a period of 03 years along with total fine of Rs.1000/- each and in default of payment of

fine, to further undergo simple imprisonment for three months as well as all the subsequent proceedings, on the basis of compromise effected between the parties.

Learned counsel for the petitioners submits that the appeal filed by the petitioners against the judgment of conviction and order of sentence is pending before the Court of Sessions, Yamuna Nagar at Jagadhri and during pendency of the said appeal, the parties entered into a compromise.

In compliance of the order dated 17.03.2022, report dated 07.04.2022 has been submitted by the Additional Sessions Judge, Yamuna Nagar at Jagadhri, in which it is stated that statements of the parties have been recorded and respondent No.2-complainant Sheeshpal has stated that compromise is effected without any coercion or undue influence and he has no objection, if in terms of the compromise, sentence awarded to the petitioners is reduced to the period undergone by them.

Learned counsel has relied upon a Division Bench judgment of this Court in **Sube Singh and another Vs. State of Haryana and another, 2013 (4) RCR (Crl.) 102**, wherein, on the basis of compromise, during pendency of an appeal against judgment of conviction, pending in the Court of Sessions, compounding of offence was allowed.

Learned State counsel as well as learned counsel for respondent No.2 have reiterated that the matter has been amicably settled between the parties and the complainant has no objection, if the offences are compounded.

After hearing learned counsel for the parties and considering the fact that the parties have decided to bury their inter-se dispute and further decided to live in peace, present petition is partly allowed. Sentence awarded to the petitioners i.e. 03 years R.I. along with total fine of Rs.1,000/- each and in default of payment of fine, to further undergo S.I. for a period of three months, vide judgment of conviction and order of sentence dated 17/19.01.2018, is modified to the extent that sentence awarded by the trial Court is reduced to the period already undergone by the petitioners.

Disposed of, accordingly.

[ARVIND SINGH SANGWAN]
JUDGE

20.05.2022
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Whether speaking/reasoned	Yes/No
Whether reportable:	Yes/No