

CRR No.1780 of 2022 (O&M)

Date of decision : 18.11.2022

Hasandeen

..... Petitioner

versus

Avtar Singh & anr.

..... Respondents

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Mr. Gulzar Mohammad, Advocate
for the petitioner.Mr. Rajesh Gupta, Advocate
for respondent No.1.

Mr. Arun Gupta, AAG, Punjab-respondent No.2.

PANKAJ JAIN, J. (ORAL)

On 30.08.2022, the following order was passed :-

“CRM No.31634 of 2022*This application has been moved on behalf of the applicant-petitioner for seeking condonation of the delay of 79 days in filing the revision petition.**Notice in the application.**At this stage, Mr. Rajesh Gupta, Advocate, has appeared on behalf of respondent No.1-complainant in this case and has submitted his Power of Attorney in the Court and the same is taken on the record. He accepts the notice on behalf of the said respondent.**Mr. Iqbal Singh Mann, learned Deputy Advocate General, Punjab, who has also put in appearance on behalf of respondent No.2-State in pursuance of the copies of the present application and the petition having been sent to this respondent in advance, accepts the notice.**Learned counsel for respondent No.1 as well as learned State counsel submit that they have no objection in allowing the instant application.**Keeping in view the above-said fact as well as the factum of the compromise having been arrived at between the parties as mentioned in Para No.2 in this application, the same is allowed.*

CRM No.31636 of 2022

This application has been moved on behalf of the applicant-petitioner for seeking compounding of the offence in the instant case in view of compromise Annexure P-1, as claimed to have been arrived at between the petitioner and respondent No.1.

Notice in the application.

Learned counsel for respondent No.1 as well as learned State counsel accept the notice.

Learned counsel for respondent No.1 acknowledges the factum of said compromise having been arrived at between the parties.

*Accordingly, let 15% of the cheque amount be deposited by the petitioner with the Legal Service Authority of this Court in terms of the verdict rendered by the Apex Court in **Damodar S. Prabhu versus Sayed Babalal H., 2010(5) SCC 663**, upto 18.11.2022.*

CRM No.31637 of 2022

By way of this application, the applicant-petitioner seeks the relief of suspension of the sentence as awarded to him in the present case.

Notice in the application.

Learned counsel for respondent No.1 as well as learned State counsel accept the notice.

Learned State counsel seeks some time to get proper and complete instructions in the present matter from the quarter concerned.

Be listed on the date fixed.

Meanwhile, the substantive sentence awarded to the applicant-petitioner named Hasandeen in this case shall remain suspended till the next date of hearing subject to his furnishing the requisite personal as well as surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate concerned.

CRR No.1780 of 2022

Be listed on the date fixed.”

Mr. Rajesh Gupta, Advocate for respondent No.1-complainant has submitted that the cheque amount has been received by the complainant.

Counsel for the petitioner further submits that 15% of the cheque amount stands deposited with the Legal Service Authority of this Court, as ordered on 30.08.2022.

Mr. Rajesh Gupta, Advocate for respondent No.1-complainant submits that the complainant has accepted the amount and has agreed to compound the offence.

In view of the statement made by counsel for the parties, offence stands compounded.

Revision petition stands disposed off accordingly.

Since the main case has been decided, the pending miscellaneous application, if any, stands disposed off as having been rendered infructuous.

(PANKAJ JAIN)
JUDGE

18.11.2022

Pooja sharma-I

Whether speaking/reasoned
Whether Reportable :

Yes
No