

CRR-386-2023 (O&M)

-1-

108B

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRR-386-2023 (O&M)
Date of decision : 30.10.2023

MUKHTYAR SINGH @ PAPPU

... petitioner(s)

Versus

STATE OF HARYANA

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. Ajay Kumar Rana, Advocate
for the petitioner.

Mr. Ravish Kaushik, Addl. A.G., Haryana.

Mr. Manmeet Kaushik, Advocate for
Mr. Ashit Malik, Advocate
for the complainant.

JASJIT SINGH BEDI, J. (ORAL)

CRM-31253-2023

The present application has been filed by the applicant-
petitioner for compounding of offence.

The same is dismissed as withdrawn as not pressed.

However, the compromise A-1 is taken on record.

CRR-386-2023

On oral request made by the learned counsel for the
petitioner, the matter has been taken up on Board today itself.

The present revision petition has been filed against the
judgment dated 30.01.2023 passed by the Additional Sessions Judge,

Kaithal, vide which the appeal preferred by the petitioner against the judgment of conviction and order of sentence dated 17/19.12.2016 passed by the Sub Divisional Judicial Magistrate, Guhla, has been dismissed.

The revision petition came to be filed on 06.02.2023 and was admitted vide order dated 20.03.2023.

During the pendency of the instant petition, a compromise has been effected between the parties as is evident from compromise deed dated 27.03.2023 (Annexure A1)

The Hon'ble Supreme Court in "***Ramgopal and another versus State of Madhya Pradesh, 2021(4) RCR (Criminal) 322***", has held that in non-compoundable cases of pre-dominantly private nature, even if a compromise is reached after conviction, the proceedings can be quashed under Section 482 Cr.P.C. Further, the compromise in the present case is found to be fully in consonance of judgments with the direction issued by the Court in ***Kulwinder Singh & Ors. Vs. State of Punjab 2007(3) RCR (3) RCR (Criminal) 1052 and Gian Singh Vs. State of Punjab & Anr., 2012(4) RCR (CrL) 543***".

In view of the compromise arrived at between the parties which has been accepted by the counsel for the complainant by invoking this Court's inherent powers under Section 482 Cr.P.C., the FIR No.40 dated 28.04.2013 under Sections 148/149/323/324/325 IPC, Police Station Siwan along with all consequential proceedings arising therefrom including the judgment dated 30.01.2023 passed by the Additional Sessions Judge, Kaithal and judgment of conviction/sentence dated

CRR-386-2023 (O&M)

-3-

17/19.12.2016 passed by the Sub Divisional Judicial Magistrate, Guhla are hereby quashed qua the petitioner.

The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

30.10.2023
JITESH