

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-5010-2023 in/and
CRA-S-4020-SB-2017 (O&M)
Date of Decision: 10.02.2023

Sumit Manga and others

.....Appellants

Vs.

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA
HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Kunal Dawar, Advocate,
for the applicants-appellants.

Mr. Ankur Mittal, Addl, A.G., Haryana, with
Mr. Saurabh Mago, A.A.G., Haryana.

G.S.SANDHAWALIA, J. (ORAL)

CRM-5010-2023

This application has been filed for disposing of the main appeal, in view of the fact that in CRM-M-38630-2022, proceedings have been quashed on the basis of a compromise including the order of conviction which is the subject matter of the present appeal. Counsel has relied upon a judgment of the Supreme Court in **Ramgopal and another** vs. **State of Madhya Pradesh** 2021 (4) RCR (Criminal) 322, to contend that on quashing the proceedings under Section 482 of the Cr.P.C. the benefit of acquittal would flow to the appellants.

Learned counsel for the applicants-appellants has also placed on record the receipt of payment of ₹50,000/- which are directed to be paid as costs. It has also been brought to our notice that the appeal filed by the

complainant bearing No. CRM-A-61-2019, titled as **Pratibha Mehta** vs. **State of Haryana and others**, was also withdrawn on 01.09.2022 while recording the fact that a sum of ₹27,50,000/- was an agreed amount *inter se* the parties and the part payment to the tune of ₹12,00,000/- had already been received by the wife.

Thus, keeping in view the fact that the parties have amicably resolved the issue *inter se*, the application is allowed and the present appeal is taken on Board.

CRA-S-4020-SB-2017

In view of the order passed in the application, i.e. CRM-5010-2023, today itself, the present appeal is allowed and the judgment and order of conviction passed by Additional Sessions Judge, Faridabad, dated 30.10.2017 in FIR No. 77, dated 11.02.2016, registered under Sections 498-A, 406, 506, 376, 511, 354-A, 323, 34 of the IPC at Police Station Sector 7, Faridabad, against the appellant is set aside and the appellant is acquitted of the charged offences for all intents and purposes.

Any pending miscellaneous application, if any, also stands disposed of.

(G.S. SANDHAWALIA)
JUDGE

February 10, 2023
nitin

(HARPREET KAUR JEEWAN)
JUDGE

Whether Speaking	Yes
Whether Reportable	No