

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

113

CRM-M-61030-2022

Date of Decision: January 04, 2023

Bhagwant Singh

.....Petitioner(s)

Vs.

State of Haryana and another

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

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

Mr. Rajat Gautam, DAG, Haryana.

ANOOP CHITKARA J. (ORAL)

Seeking quashing of FIR and judgment of conviction on merit because earlier the convict had entered into compromise with the complainant and after taking entire amount resiled from the said compromise, the convict has come up before this under Section 482 Cr.P.C.

State counsel has opposed the present petition by submitting that once the petitioner has been convicted and his appeal is pending before Sessions Court, this Court cannot look into the previous compromise at this stage.

Faced with the above submission, counsel for the petitioner submits that he would be contended and satisfied in case he be permitted to file documents of the compromise which shows that entire money has been paid, under Section 391 Cr.P.C. before the appellate Court, documents may be the mitigating factors in favour of the convict.

The prayer is innocuous.

Given above, the present petition is disposed of with liberty to the petitioner to file appropriate application before the Sessions Court alongwith relevant documents regarding payment of entire amount. If any such application is filed, the appellate Court shall consider the value of documents in accordance with law at the time of passing judgment.

**(ANOOP CHITKARA)
JUDGE**

January 04, 2023

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