

282/A

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-64494-2023
Date of Decision:16.04.2024

Sushant Sood ...Petitioner
Vs.
State of Ut and others ...Respondents

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. Garurav Rana, Advocate
for the petitioner.

Mr. Sandeep Kumar, Advocate for
Mr. Amit Kumar Goyal, Advocate for U.T., Chandigarh

Mr. Karajveer Singh, Advocate
for respondent No.2.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has filed the present petition under Section 482 of the Code of Criminal Procedure with a prayer to quash the impugned order dated 30.08.2022 (Annexure P-5), passed by the Additional Sessions Judge, Chandigarh, whereby the benefit of order of suspension of sentence was withdrawn and his bail bonds and surety bonds were ordered to be canceled and forfeited to the State as the petitioner could not deposit the 20% amount of the compensation imposed by the trial Court.
2. I have heard learned counsel for the parties and perused the record.
3. Learned counsel for the parties have submitted that with the consent of the parties, the impugned order dated 30.08.2022

(Annexure P-5) may be set aside and appropriate directions may be issued to the Court of Additional Sessions Judge, Chandigarh/learned Appellate Court to decide the appeal within certain stipulated time period.

4. The prayer made on behalf of the learned counsel for the parties appears to be genuine. In view of the agreement between the parties, the impugned order dated 30.08.2022 (Annexure P-5), passed by the Additional Sessions Judge, Chandigarh is ordered to be set aside and the sentence imposed on the present petitioner/accused shall remain suspended during the course of appeal subject to furnishing his bail bonds/surety bonds to the satisfaction of the learned Appellate Court/Duty Magistrate.

5. However, the petitioner shall not be under an obligation to deposit 20% of the compensation amount imposed by the learned trial Court. Further, the Appellate Court is directed to decide the appeal within a period of three months from the next date of hearing fixed before the Court.

6. Disposed off.

16.04.2024

M.Sikka

(N.S.SHEKHAWAT)

JUDGE

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