

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.238 OF 2020
(Arising out of S.L.P.(Criminal) No.10540 of 2019)

BACHITTAR SINGH ... APPELLANT(S)

VS.

STATE OF PUNJAB & ANR. ... RESPONDENT(S)

O R D E R

1. Leave granted.
2. The present proceedings emanates from FIR No.15 dated 30th January, 2002 which resulted in the charge-sheet being filed and post trial the appellant was sentenced to RI for a period of five years and to pay a fine of Rs.5,000/- and in default, the appellant to undergo RI for six months. The appeal filed before the High Court was also dismissed.
3. It appears that with the passage of time, the parties reconciled their differences in respect of an incident which took place seventeen years ago and filed a compromise application seeking compounding.
4. On perusal of the record and considering that the parties have compromised and the appellant has undergone a sentence of one year and six months, we are inclined to reduce the sentence to period undergone.

5. We had indicated to the learned counsel for the appellant on the very first day i.e. 18th October, 2019 that even if we accept the compromise and reduce the sentence, the appellant would have to pay for the judicial time consumed as he has gone through the whole process of trial, appeal and having suffered an adverse verdict, only now is willing to settle the matter.

6. We thus direct the appellant to deposit a sum of Rs.1,00,000/- (Rupees one lakh) towards the judicial time consumed, as a condition of the aforesaid order, within a period of one month from today and subject to that, the present order would operate restricting the period of sentence.

7. The amount on being deposited in the Registry of this Court, 50% of the amount be released in favour of respondent No.2-complainant and the remaining 50% amount be credited to the Mediation and Conciliation Project Committee.

8. The appeal accordingly stands disposed of.

.....J.
[SANJAY KISHAN KAUL]

.....J.
[K.M. JOSEPH]

New Delhi;
February 7, 2020.

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Cr1.) No(s). 10540/2019

(Arising out of impugned final judgment and order dated 28-03-2019 in CRAS No. 1471/2004 passed by the High Court of Punjab & Haryana at Chandigarh)

BACHITTAR SINGH

Appellant(s)

VERSUS

STATE OF PUNJAB & ANR.

Respondent(s)

(IA No. 154648/2019 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES)

Date : 07-02-2020 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL
HON'BLE MR. JUSTICE K.M. JOSEPH

For Petitioner(s) Mr. Mukesh Kumar Sharma, AOR

For Respondent(s) Mr. Dinesh Verma, Adv.
Mr. Rajat Sharma, Adv.
Mr. Subhasish Bhowmick, AORUPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appeal is disposed of in terms of the signed order.

Pending application shall also stand disposed of.

(ANITA MALHOTRA)
COURT MASTER(ANITA RANI AHUJA)
COURT MASTER

(Signed order is placed on the file.)