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ITEM NO.3

COURT NO.6

SECTION IIB

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).6642/2011

(From the judgement and order dated 09/03/2011 in CRA-S-1972-SB of 2002 of the HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

RAM MEHAR

Petitioner(s)

VERSUS

RAM KUMAR & ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T., exemption from filing c/c of the impugned order, permission to file additional documents, permission to file lengthy list of dates and office report)

Date: 25/09/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE AFTAB ALAM  
HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI

For Petitioner(s)

Mr. J.P. Dhanda, Adv.  
Mr. Amrendra Kumar Singh, Adv.  
Mr. Abhijeet Shah, Adv.

For Respondent(s)

Mr. Altaf Ahmad, Sr. Adv.  
Mr. A.D.N. Rao, Adv.  
Mr. Anand Mishra, Adv.  
for Dr. (Mrs.) Vipin Gupta, Adv.

UPON hearing counsel the Court made the following  
O R D E R

Mr. Altaf Ahmad, learned senior counsel appearing for the respondents, stated that though it is not expressly stated in the High Court judgment, but one of the main reasons for the High Court to reduce the punishment of the accused (respondents in this SLP) was that the two sides had entered into a compromise in a civil suit relating to certain properties and the civil suit was disposed of in terms of the compromise. A copy of the compromise petition has been filed as an annexure to the counter affidavit filed in this SLP.

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The petitioner (complainant in the criminal case), who is present in-person, denies that there was ever a compromise between the two sides. The statement appears to be, prima facie, against the compromise petition enclosed along with the counter affidavit filed on behalf of the respondents.

In order to satisfy ourselves whether there was any compromise between the two sides in the civil suit, we would like to examine the settlement said to have been filed in this suit.

We, accordingly, direct the Registry to call for the original records of Civil Suit No. 369 of 1998 that was disposed of on December 09, 2006, by the Court of Additional Civil Judge (Senior Division), Rewari, Haryana.

Put up along with the records of the civil suit.

| (N.S.K. Kamesh)  
| Court Master

| | (Sneh Bala Mehra)  
| | Court Master

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