

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

CRM-M-5171-2013

Date of decision: November 20, 2015

Martand Engineers Pvt. Ltd. and another

.....Petitioners

Versus

M/s Attri & Nain Construction Company

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Sachin Jain, Advocate
for the petitioners.

None for the respondent.

SABINA, J

Petitioners have filed this petition under Section 482 of Code of Criminal Procedure 1973, seeking stay of the proceedings of the complaint case No.203 of 2012, dated 28.02.2012 filed by the respondent under Section 138 of Negotiable Instruments Act 1881. (in short of the Act)

Learned counsel for the petitioners has submitted that the cheque amount in question has since been paid by the petitioners to the respondent in terms of the compromise (Annexure P-3).

Respondent has filed the complaint under Section 138 of the Act against the petitioners with regard to honour of cheque dated 31.07.2011 in the sum of Rs.7,18,559/-.

As per Section 147 of the Act, every offence punishable under the Act shall be compoundable. Since the offence

under the Act is compoundable, the petitioners can move an appropriate application before the trial Court seeking compounding of the offence. Hence, no ground for interference is made out.

Petition stands disposed of accordingly.

**(SABINA)
JUDGE**

November 20, 2015

ps-I