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Crl. Rev. No. 2842 of 2013

SWARAN SINGH V/S VARINDER PAL AND ANOTHER

Present: Petitioner-in person

Respondent No.1-in person

Mr. Rajat Bansal, AAG Punjab

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Varinder Pal, Proprietor M/s Baru Ram Varinder Pal, Commissioner Agent had filed a complaint before Judicial Magistrate Ist Class, Budhlada against Swaran Singh s/o S. Darshan Singh under Section 138 of the Negotiable Instruments Act on the ground that a cheque allegedly issued by Swaran Singh had been dishonoured by the bank for insufficient fund. The Trial Court convicted Swaran Singh vide order dated 25.10.2010 and sentenced him to undergo R.I. for a period of one year and fine to the tune of ₹5,000/-. The appeal filed by Swaran Singh before the Additional Sessions Judge, Mansa was dismissed vide judgment dated 7.8.2013. The present revision petition has been filed by Swaran Singh. Today Swaran Singh has made a statement that he had entered into a compromise with complainant Varinder Pal and had paid him a sum of ₹2,20,000/- on the condition that the matter would be compounded and Varinder Pal would withdraw his complaint and he will have no objection if the matter is compounded and the orders of the Courts below set aside. Respondent-Varinder Pal also made a statement accepting the statement of petitioner-Swaran Singh.

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In view of the statements made by the parties, offense under Section 138 of the Negotiable Instruments Act is hereby compounded and complaint filed by Varinder Pal is hereby dismissed and orders of the Courts below dated 25.10.2010 and 07.08.2013 stand set aside.

Revision petition is disposed of accordingly.

Copy of the order and statements be supplied/sent to the counsel/parties and file be returned to the High Court.

(R.S.MONGIA)
PRESIDENT

10.04.2015
Janki

(R.K.NEHRU)
MEMBER