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

CRR No.1489 of 2015

Date of decision: September 22, 2015

Ashok Batra

.....Petitioner

Versus

Kishore Kumar

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Aman Kashyap, Advocate
for the petitioner.

Mr. Kishore Kumar, respondent present in person
alongwith Mr. V.K. Arora, Advocate.

SABINA, J

Petitioner had faced trial in complaint case No.24523 of 2013, under Section 138 of the Negotiable Instruments Act, 1881 ('Act' for short) at the instance of respondent.

Trial Court vide order dated 11.11.2014 ordered the conviction and sentence of the petitioner qua commission of offence punishable under Section 138 of the Act. The conviction and sentence of the petitioner, as ordered by the trial Court, was upheld by the Appellate Court vide order dated 07.04.2015. Hence, the present petition by the petitioner.

Learned counsel for the petitioner as well as the learned counsel for the respondent have submitted that now, during the pendency of the petition, parties have amicably settled their dispute. Petitioner has paid the entire due

amount to the respondent.

Learned counsel for the petitioner has further submitted that he does not challenge the conviction of the petitioner under Section 138 of the Act but has submitted that sentence qua imprisonment of the petitioner be reduced to the period already undergone by him.

Respondent is present in person and has admitted the fact that he has received the entire due amount from the petitioner. Respondent has not opposed the submissions made by learned counsel for the petitioner.

Accordingly, conviction of the petitioner under Section 138 of the Act is maintained. However, sentence qua imprisonment of the petitioner is reduced to the period already undergone by him.

Petition stands disposed of, accordingly.

(SABINA)
JUDGE

September 22, 2015
mahavir