

CRR-3910-2015 (O&M), CRR-3920-2015 (O&M),
CRR-3921-2015 (O&M), CRR-3922-2015 (O&M),
CRR-3923-2015(O&M), CRR-3924-2015 (O&M),
CRR-3925-2015 (O&M), CRR-3926- 2015 (O&M),
CRR-3927-2015 (O&M), CRR-3928-2015(O&M)
CRR-3929-2015 (O&M), CRR-3930-2015 (O&M),
CRR-3931-2015 (O&M), CRR-3932-2015 (O&M),
CRR-3933-2015(O&M), CRR-3934-2015 (O&M),
CRR-3935-2015 (O&M), CRR-3944-2015 (O&M).

[1]

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

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CRR-3910-2015 (O&M), CRR-3920-2015 (O&M), CRR-3921-
2015 (O&M), CRR-3922-2015 (O&M), CRR-3923-2015(O&M),
CRR-3924-2015 (O&M), CRR-3925-2015 (O&M), CRR-3926-
2015 (O&M), CRR-3927-2015 (O&M), CRR-3928-2015(O&M)
CRR-3929-2015 (O&M), CRR-3930-2015 (O&M), CRR-3931-
2015 (O&M), CRR-3932-2015 (O&M), CRR-3933-2015(O&M),
CRR-3934-2015 (O&M), CRR-3935-2015 (O&M), CRR-3944-
2015 (O&M).

Date of Decision : 15.12.2015

M/s Wizard Biotech Pvt. Ltd. and another

... Petitioners

Versus

M/s Scot Edil Pharmacia Ltd.

.. Respondent

CORAM : HON'BLE MR.JUSTICE NARESH KUMAR SANGHI

Present : Mr.A.S.Narang, Advocate
for the petitioners.

Mr.Ajay Sood, Advocate for the respondent.

Naresh Kumar Sanghi, J. (Oral)

Present common order shall dispose of the above captioned 18 Criminal Revision Petitions which have arisen between the same parties out of different judgments passed on the same day by one and the same Additional Sessions Judge, Chandigarh.

Learned counsel for the parties are *ad idem* that during the pendency of the present criminal revision petitions, the better sense has prevailed and both the factions have

CRR-3910-2015 (O&M), CRR-3920-2015 (O&M),
CRR-3921-2015 (O&M), CRR-3922-2015 (O&M),
CRR-3923-2015(O&M), CRR-3924-2015 (O&M),
CRR-3925-2015 (O&M), CRR-3926- 2015 (O&M),
CRR-3927-2015 (O&M), CRR-3928-2015(O&M)
CRR-3929-2015 (O&M), CRR-3930-2015 (O&M),
CRR-3931-2015 (O&M), CRR-3932-2015 (O&M),
CRR-3933-2015(O&M), CRR-3934-2015 (O&M),
CRR-3935-2015 (O&M), CRR-3944-2015 (O&M).

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resolved their dispute and effected a compromise(Annexure C-1).

They are further *ad idem* that the amount due against the petitioners has also been waived off by the respondent.

I have heard learned counsel for the parties and with their able assistance, gone through the material available on record.

For dishonour of 22 cheques issued by the petitioners, 18 complaints subject matter of CRR(s) captioned above, were filed. The petitioners were convicted and sentenced by learned trial court. The appeals filed by the petitioners were also dismissed. Dissatisfied with the judgment of learned Additional Sessions Judge, Chandigarh, the petitioners have filed the present criminal revision petitions.

During the pendency of these petitions, the parties to the *lis* have resolved their dispute and effected a compromise, Annexure C-1. The separate statement on oath of the respondent-complainant has been recorded today in the Court. Similar separate statement of the Managing Director of petitioner No.1 has also been recorded.

As per Section 147 of the Negotiable Instruments Act, 1881 (in short 'the Act') offence punishable under Section 138 of the Act is compoundable. It is the settled proposition of law that once the offence is compoundable, the same can be ordered to

CRR-3910-2015 (O&M), CRR-3920-2015 (O&M),
CRR-3921-2015 (O&M), CRR-3922-2015 (O&M),
CRR-3923-2015(O&M), CRR-3924-2015 (O&M),
CRR-3925-2015 (O&M), CRR-3926- 2015 (O&M),
CRR-3927-2015 (O&M), CRR-3928-2015(O&M)
CRR-3929-2015 (O&M), CRR-3930-2015 (O&M),
CRR-3931-2015 (O&M), CRR-3932-2015 (O&M),
CRR-3933-2015(O&M), CRR-3934-2015 (O&M),
CRR-3935-2015 (O&M), CRR-3944-2015 (O&M).

[3]

be compounded even at the stage of criminal revision petition.

In view of the statements suffered by both the parties before this Court and compromise, Annexure C-1, produced on record, this Court is satisfied that the compromise so effected is genuine and as such, this Court permits the parties to materialise the compromise.

In view of the fact that both the parties have resolved their dispute and effected a compromise, therefore, the judgments of conviction and orders of sentence passed by both the Courts below which are subject matter of above criminal revision petitions, are hereby set aside and the petitioners are acquitted of the charge levelled against them.

Disposed of accordingly.

Copy of this order be placed on the file of each Criminal Revision Petition captioned above.

[Naresh Kumar Sanghi]
Judge

15.12.2015
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