

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

(132)

CRM-M-29841-2016

Decided on: September 07, 2016.

Surinder Kumar @ Surinder Singh

.... Petitioner

Versus

M/s Punjab Traders and Fabricators

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. D.S. Pheruman, Advocate, for the petitioner.

M.M.S. BEDI, J (ORAL)

This is a petition for quashing of criminal complaint filed against the petitioner by the respondent under Section 138 of the Negotiable Instruments Act on the basis of compromise.

Notice to the respondent.

Mr. Himmat Singh Bajwa, Advocate has put in appearance on behalf of the complainant to admit that the matter has been compromised.

The petitioner had earlier been declared proclaimed offender but subsequently he had been granted the concession of pre-arrest bail.

I have considered the facts and circumstances of the case.

The petitioner and the complainant can appear before the trial Court and the matter can be compounded, in case, the parties make a statement that the complainant is satisfied and the accused has already discharged his liability. As per law laid down in ***Damodar S. Prabhu Vs. Sayed Babalal H. 2010 (2) RCR (Criminal) 851***, compounding can be permitted at any stage.

This petition is disposed of with a direction that the parties will appear before the trial Court within a period of 15 days or on the date already fixed and get their statement recorded regarding the matter having been compromised. The trial Court shall permit the compounding after recording the statement of the parties.

(M.M.S. BEDI)
JUDGE

September 07, 2016

harsha

Whether speaking/reasoned:
Whether Reportable:

Yes/No
Yes/No