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Criminal Revision No. 3661 of 2012 (O&M)

AFZAL AHMAD

V/S

TARA SINGH

Present: Petitioner-in person with
Mr. Hitesh Sood, Advocate

Respondent-in person

* * * *

Petitioner was convicted by the Trial Court vide judgment dated 5.7.2011 under section 138 of the Negotiable Instruments Act and sentenced to undergo imprisonment for one year and to pay compensation of ₹75,000/- to the complainant within two months. The appeal filed by the petitioner before the Trial Court was also dismissed vide order dated 2.11.2012. Hence the present revision petition.

The matter has been compromised between the parties. Respondent-Tara Singh (complainant) made a statement that if a sum of ₹75,000/- is paid by the petitioner then the complaint before the Trial Court under section 138 of the Negotiable Instruments Act be dismissed as withdrawn and the conviction and sentence recorded by the Trial Court and upheld by the Appellate Court is set aside. ₹75,000/- has been paid by the petitioner to the respondent in cash in the presence of the Court. As the offence is compoundable and according to the statement of complainant-Tara Singh, the complaint having been withdrawn, necessarily the conviction and sentence recorded by the Trial Court and upheld by the Appellate Court is set aside and present revision petition is

disposed of as having become infructuous.

It may be added here that respondent-Tara Singh (complainant) also stated that he will have no further claim regarding the cheque involved in the present case.

Copy of the order and statement be given to learned counsel for the parties.

(R.S.MONGIA)
PRESIDENT

(ARVIND KUMAR)
MEMBER

28.04.2016
Janki