

Om Parkash Vs. State of Punjab and anr.

Present: Om Parkash – petitioner in person with
Mr.J.S.Mehndiratta, Advocate.

Mr.Jangsher Singh Bhullar, DAG, Punjab,
for respondent No.1.

Hardam Singh – respondent No.2 in person with
Mr.Bhupinder Ghai, Advocate.

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Present revision petition has been filed by the accused/petitioner against the judgment of conviction and the order of sentence dated 11.11.2011 passed by the Court of learned Judicial Magistrate Ist Class, Fatehgarh Sahib, convicting the petitioner under Section 138 of the Negotiable Instruments Act and sentencing him to undergo rigorous imprisonment for a period of one year and to pay a fine of ₹500/- and in default of payment of fine, to further undergo rigorous imprisonment for 15 days, which conviction and sentence was confirmed in appeal by learned Additional Sessions Judge, Fatehgarh Sahib, vide judgment dated 01.10.2013. Aggrieved by the judgments of the Courts below, the petitioner has come up in revision.

It has been stated by the parties and their counsel that the parties have compromised, in which regard statements of the parties have been recorded. Learned counsel for respondent No.2 has stated that respondent No.2 has received ₹20,000/- (₹ Twenty Thousand Only) from the petitioner today in the Lok Adalat and respondent No.2 will withdraw ₹80,000/- already deposited by the petitioner with the registry of this Court and now, respondent No.2 has no grievance against the petitioner. It has

been further stated that respondent No.2 has no objection if the present

revision petition is accepted and the impugned judgments passed by the Courts below are set aside and the petitioner is acquitted.

In view of the statements of the parties, the present revision petition is accepted and the impugned judgments of conviction and sentence passed by the Courts below are set aside and the petitioner is acquitted of the offence under Section 138 of the Negotiable Instruments Act.

(R.K.Nehru)
President

(Ram Chand Gupta)
Member

04.11.2016
P.Seth