

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

CRR No.1794 of 2016 (O&M)

Date of decision: 2nd June, 2016

Kashmiri Lal

... Petitioner

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Vivek Goel, Advocate
for the petitioner.

Mr. J.S. Brar, Asstt. Advocate General, Punjab
for respondent No.1.

Mr. Nitin Rampal, Advocate
for respondent No.2.

FATEH DEEP SINGH, J. (ORAL)

Neeraj Khanna complainant/respondent No.2 who is present in Court and has been identified by his counsel Mr.Nitin Rampal, Advocate has stated before this Court that he has received the entire cheque amount in question from the revisionist convict petitioner Kashmiri Lal in cash and that nothing is due on account of the same and that all their differences and dispute arising out of that very cheque has been settled for all intents and purposes. The complainant has shown his concurrence that since the dispute has been settled, the offences may be allowed to be compounded which is concurred by Mr.Vivek Goel, Advocate representing the revisionist petitioner.

In view thereof and the fact that such a compromise will certainly go a long way in ironing out differences between the parties and for betterment of their future lives besides the fact as has been brought to the notice of the Court that the convict revisionist is on death bed and thus, would be another solace to his soul on his death bed.

Keeping in view the settled position of law reference of which can be taken note of in '**Sube Singh and another v. State of Haryana and another**' 2013(4) RCR (Criminal) 102; '**Gian Singh v. State of Punjab and another**' 2012(10) SCC 303; and '**Narinder Singh and others v. State of Punjab and another**' 2014(6) SCC 466, since the offences are compoundable in view of law laid down in '**Anil Kumar Haritwal v. Alka Gupta**' 2004(2) Apex Court Judgments 581 (SC), the prayer made is allowed. Thus, the judgment of conviction dated 16.09.2014 of learned Judicial Magistrate 1st Class, Faridkot and findings of the first appellate Court of learned Additional Sessions Judge, Faridkot dated 05.12.2015 upholding the conviction are hereby set aside.

The revision petition stands disposed off in those terms having become infructuous. The petitioner be released forthwith in case he is not required in any other case.

(FATEH DEEP SINGH)
JUDGE

June 2, 2016
rps