

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Revision No. 1827 of 2016 (O&M)

Date of decision : June 01, 2016

Roshan Lal

....Petitioner

versus

State of Haryana and another

....Respondents

Coram: Hon'ble Mr. Justice Fateh Deep Singh

Present : Mr. Sukhvir S. Sahu, Advocate, for the petitioner
Mr. Munish Sharma, AAG, Haryana, for respondent no. 1
Mr. DS Bishnoi, Advocate, for respondent No. 2

Fateh Deep Singh, J. (Oral)

The contention of Mr. Sukhvir S. Sahu that the petitioner has made the payment of entire cheque amount of Rs 1,80,600/- vide demand draft dated 10.5.2016, Annexure A/1, which has been received by the complainant-respondent has been duly conceded to at the bar by Mr. DS Bishnoi, on behalf of the complainant. In the light of the stand of the two sides based on the instructions of their respective clients that the parties have effected compromise and do not want to pursue with this litigation and that the same be put to a decent burial in the light of the settled position of law laid down in *G.Sivarajan Vs. Little Flower Kuries & Enterprises Ltd.*

& Anr., 2005(2) DCR 408 and Ritesh Gupta vs. State of Punjab and another, 2009(3) RCR (Crl.) 61, being offence under section 138 of the Negotiable Instruments Act, being compoundable and thus, in the light of their compromise, the Courts should not come in a way of settlement as the compromise will go a long way in ironing out the differences and betterment of the relations between the parties, in view of which judgment of conviction dated 2.2.2015 passed by learned Chief Judicial Magistrate, Fatehabad as well as judgment dated 7.5.2016 passed by the learned Additional Sessions Judge-I, Fatehabad are hereby set aside and the revision petition stands disposed off accordingly. The petitioner-revisionist who is in custody be released forthwith, if he is not required in any other case.

June 01, 2016
'tiwana'

(Fateh Deep Singh)
Judge