

The present revisionist was convicted by the learned Sub Divisional Judicial Magistrate, Abohar, under Section 138 of the Negotiable Instruments Act, 1881, and sentenced him to undergo rigorous imprisonment for two years and fine of Rs. 10,000/-, in default thereof, to further undergo rigorous imprisonment for six months, vide judgment of conviction and order of sentence dated 18.7.2014. The appeal filed by the revisionist was dismissed by the learned Additional Sessions Judge, Fazilka, vide judgment dated 6.10.2015.

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On the last date of hearing, complainant Raj Krishan had appeared before this Court and made the statement that he had received the amount of cheque from the revisionist in cash. Accordingly, the revisionist was ordered to be released on bail to the satisfaction of the learned Chief Judicial Magistrate/Duty Magistrate, Fazilka.

Today, the learned counsel for respondent is present and reiterate the statement made by the complainant/respondent No. 1 before this Court on the last date of hearing.

In view of the matter that the complainant/respondent No. 1 has received the cheque amount and does not press for sentence of the revisionist, the present revision is allowed and the judgments of both the Courts below, convicting and sentencing the revisionist, are set aside. The revisionist stands acquitted on account of compromise.

(KULDIP SINGH)
JUDGE

2.2.2016
sjks