

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

CRR No.1523 of 2016

Date of decision: February 21, 2017

Mandeep Singh

...Petitioner

Versus

Inderpal Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Mandeep Singh Sodhi and
Mr. Dilpreet Singh Gandhi, Advocates
for the petitioner.

Ms. Dolly Shivani, Advocate, for the respondent.

INDERJIT SINGH, J.

The present revision has been filed by the petitioner against respondent challenging the impugned judgment of conviction and order of sentence dated 09.07.2014 passed by learned Judicial Magistrate Ist Class, Ludhiana, vide which the petitioner was convicted and sentenced to undergo rigorous imprisonment for a period of 1 year and to pay a fine of ₹2,000/- under Section 138 of Negotiable Instruments Act and also challenging the judgment dated 06.04.2016 passed by learned Addl. Sessions Judge, Ludhiana, vide which appeal filed by petitioner was dismissed.

Notice of motion was issued in this case.

Ms. Dolly Shivani, Advocate put in appearance on behalf of the respondent.

I have heard learned counsel for the parties and have gone

through the record.

Learned counsel for the petitioner states that matter has already been compromised between the parties. He further submits that 15% of the cheque amount has already been deposited with the High Court Legal Services Committee in compliance with order dated 13.02.2017, passed by this Court. He has also produced on record receipt regarding depositing of said amount. Same is taken on record.

On the other hand, learned counsel for respondent submits that the matter has been settled fully and finally and she has no objection if the offence in this petition is compounded.

Heard.

In view of the compromise effected between the parties and in view of the fact that offence punishable under Section 138 of Negotiable Instruments Act, is compoundable, therefore, the judgment of conviction and order of sentence dated 09.07.2014 passed by learned Judicial Magistrate Ist Class, Ludhiana and the judgment dated 06.04.2016 passed by learned Addl. Sessions Judge, Ludhiana are set aside in view of the lawful composition of the offence.

The petition is allowed accordingly.

Petitioner/accused Mandeep Singh is acquitted of the charges framed against him.

February 21, 2017

rajesh k.khurana

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether Reportable	:	No