

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

(Sr.No.242)

CRR-5048-2015 (O&M)

Date of Decision:-May 01, 2017

M/s Bhangu Trading Company and another

.....Petitioners

V/S

Saudagar Singh

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present : Mr. Aayush Gupta, Advocate,
for the petitioners.

Mr. Raghav Sharma, Advocate for the respondent-complainant.

A.B. Chaudhari, J. (Oral)

Heard learned counsel for the rival parties.

Learned counsel for the petitioner accused submits that the cheque amount in the case under Section 138 of Negotiable Instruments Act, in which the petitioner was awarded conviction and sentence, was ₹1,00,000/-. He submits that the respondent-complainant has been paid back the amount and the respondent has no grievance.

Mr. Raghav Sharma, Advocate, has appeared on behalf of the respondent-complainant and makes a categorical statement that indeed the parties have arrived at a compromise and the respondent has been paid back his amount by the petitioners and the respondent-complainant does not have any further grievance against the petitioners in the present subject matter.

Petitioner No.2 is in jail since March 2017, pursuant to the order made by this Court asking him to surrender first.

In view of the fact that the petitioners as well as respondent-complainant both have settled the matter by way of compromise and further that the respondent-complainant is satisfied with the payment made to him which arose out of the liability and the cheque in question, I do not think it is necessary to keep the proceedings pending but think that rather the parties should be allowed to compound/compromise and live in peace and harmony. After having accepted the statements made by the learned counsel for the rival parties, I make the following order:-

ORDER

1. CRR-5048-2015 (O&M) stands disposed of by way of compounding/compromise.
2. The impugned judgment and orders passed by the Judicial Magistrate 1st Class, Khanna dated 12.02.2015 in Crl. Case No.4/4 of 07.01.2010 and by Additional Sessions Judge, Ludhiana dated 27.08.2015 in Crl. Appeal No.28 dated 12.03.2015 are quashed and set aside by way of compounding/compromise.
3. Disposed of.

May 01, 2017

pankaj

**(A.B. CHAUDHARI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No