

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

CRR No. 4385 of 2016 (O&M)
Date of decision: 23.01.2017

Arvind Kumar

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Paramjit Rajput, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. Shubhashish Kukreti, Advocate
for respondent Nos. 2 & 3.

None for respondent No.4.

Jitendra Chauhan, J. (Oral)

By filing the present criminal revision, the petitioner has assailed the judgment dated 03.11.2016, vide which, learned Addl. Sessions Judge, Jalandhar, upheld the judgment dated 17.05.2014, passed by learned Judicial Magistrate 1st Class, Jalandhar, whereby, the petitioner was convicted under Section 138 of Negotiable Instruments Act (for short 'the Act') and sentenced to undergo RI for a period of two years and to pay fine of Rs. 5000/- and in default of payment of fine to further undergone RI for a period of six months.

The learned counsel for the parties, are *ad idem* that the parties have compromised the matter and the entire payment has been made.

The learned counsel for respondent Nos. 2 & 3 has placed on record the document dated 20.01.2017, whereby it has been certified that the respondent Nos. 2 & 3 are in receipt of demand draft of Rs.3,84,000/- towards full and final settlement between the parties. The receipt is taken on record as Mark 'A'. The learned counsel, on instructions states that he has no objection in case the present petition is allowed.

Heard.

In view of the fact that the parties have compromised the matter, without going into the merits of the case, the present revision is allowed on the basis of the compromise. The judgments of conviction and order of sentence of the appellate court as well as the trial Court are set aside. The petitioner is acquitted of the charge on the basis of compromise. The petitioner is already on bail.

23.01.2017

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No