

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRR-1342-2017 (O&M)

Date of Decision: 18.08.2017

SHAM LAL

...Petitioner

VS.

DALJIT SINGH AND ANOTHER

...Respondent

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH.

Present: Mr. Rakesh Gupta, Advocate,
 for the petitioner.

 Mr. Abhivadya Sood, Advocate,
 for respondent No. 1-Complainant.

 Mr. C.L. Pawar, Sr. DAG, Punjab.

1. *Whether the Reporters of local newspaper may be allowed to see the judgment?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest?*

KULDIP SINGH, J. (ORAL)

In compliance of the last order dated 11.08.2017, learned counsel for the petitioner has produced the original receipt No. 426693 dated 14.08.2017 which shows that the petitioner has deposited ₹5,000/- before the District Legal Services Authority, Patiala.

In this case, petitioner was convicted under Section 138 of the Negotiable Instruments Act, 1881. Now, the parties have effected a compromise and the entire cheque amount has been paid to the complainant-respondent No. 1. The cost imposed in terms of “***Damodar S. Prabhu Vs. Sayed Babalal H.***” ; **2010 (5) SCC 663** has also been deposited before the District Legal Services Authority, Patiala.

In view of the compromise between the parties, the judgement of the trial Court dated 17.10.2015, convicting the petitioner under Section 138 of the Negotiable Instruments Act, 1881 and sentencing him to undergo rigorous imprisonment for one year and compensation equivalent to half of the cheque amount as well as the judgement of the Additional Sessions Judge,

Patiala dated 10.01.2017, dismissing the appeal, are hereby set aside. It being so, the petitioner stands acquitted of the notice of accusation served upon him.

Accordingly, present revision petition stands allowed.

August 18, 2017
Suresh Kumar

[KULDIP SINGH]
JUDGE

<i>Whether speaking / reasoned</i>	:	✓ Yes	/	No ✓
<i>Whether Reportable</i>	:	Yes	/	No