

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

**CRR No.1792 of 2017 (O&M)
Date of decision : October 03, 2017**

Raj Kumar **Petitioner**

Versus

State of Punjab and another **Respondents**

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Ajaypal Singh Madaan, Advocate for the petitioner.

Ms. Monika Jalota, 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)

Heard.

It comes out from the order dated 01.06.2017 passed by this Court that respondent No.2-Balvir Singh had appeared before this Court and stated that the matter has been amicably settled and he has received the entire due amount. Consequently, the sentence of the petitioner was suspended. Vide order dated 02.08.2017, in terms of the authority of Hon'ble the Supreme Court delivered in case of ***“Damodar S. Prabhu v Sayed Babalal H., 2010 (5) SCC 663***, the petitioner was directed to deposit 15% of the cheque amount with the District Legal Services Authority, Jalandhar and submit the proof thereof to this Court.

Today, learned counsel for the petitioner has produced the copy of the demand draft bearing No.893799, dated 28.09.2017 in favour of the District Legal Services Authority, Jalandhar, amounting to ₹22,500/- along with the original receipt of deposit the same.

Since the matter has been amicably settled between the parties and the litigation costs have already been deposited, therefore, the judgment of conviction and order of sentence dated 26.02.2016 passed by the learned Judicial Magistrate 1st Class, Jalandhar as well as the judgment dated 03.04.2017 passed by learned Addl. Sessions Judge, Jalandhar, are hereby set aside and the petitioner is acquitted of the notice of accusation served upon him.

The bail bonds and surety bonds of the petitioner stand discharged. As such, the present petition is allowed.

(KULDIP SINGH)
JUDGE

October 03, 2017

sarita

Whether speaking / reasoned Yes

Whether Reportable: No