

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

**CRR No.2473 of 2017 (O&M)
Date of decision : December 14, 2017**

Balwinder Singh

..... Petitioner

Versus

Balwant Singh and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Vijay Lath, Advocate for the petitioner.

Mr. S.S. Grewal, Advocate for respondent No.1.

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)

In the present case, the petitioner issued a cheque bearing No.125237, dated 24.11.2012 amounting to ₹3,00,000/-. A sum of ₹3,00,000/- was awarded as compensation to the complainant. The petitioner had paid the cheque amount of ₹3,00,000/- to the complainant before this Court, vide demand draft No.002255, dated 18.07.2017, as recorded in the order dated 19.07.2017. Vide order dated 30.10.2017 passed by this Court, the petitioner was directed to pay an additional sum of ₹1,50,000/- to the complainant. Today, learned counsel for the petitioner has brought a demand draft bearing No.002399, dated 13.12.2017 amounting to ₹1,50,000/- in favour of the complainant. The same has been handed over to the learned counsel for the complainant and the copy thereof has been placed on file.

Learned counsel for the complainant states that the complainant has no objection, if the petitioner is acquitted of the notice of accusation

served upon him.

Since, the offence punishable under Section 138 of the Negotiable Instruments Act, 1881 has been lawfully compounded, therefore, the judgment dated 12.07.2017 passed by learned Addl. Sessions Judge, Patiala and the judgment of conviction and order of sentence dated 07.01.2017 passed by learned Judicial Magistrate 1st Class, Rajpura are hereby set aside. The petitioner is acquitted of the notice of accusation served upon him. His bail bonds and surety bonds stand discharged.

As such, the present petition is allowed.

(KULDIP SINGH)
JUDGE

December 14, 2017

sarita

Whether speaking / reasoned Yes

Whether Reportable: No