

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

**Criminal Revision No.2821 of 2017 (O&M)
Date of Decision:21.09.2017**

Bahadur Singh

.. Petitioner

Vs.

State of Punjab and another

..Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Sunil Agnihotri, Advocate for the petitioner.

Mr. Ajay Pal Singh Gill, DAG, Punjab.

Mr. Shvetanshu Goel, Advocate for
Mr. Abhay Gupta, Advocate
for respondent No.2.

...

Inderjit Singh, J.

The present revision has been filed by petitioner-Bahadur Singh against respondent-M/s Gurmail Singh Mohan Lal, challenging the impugned judgment of conviction and order of sentence dated 08.08.2016, passed by learned Sub Divisional Judicial Magistrate, Samrala vide which petitioner-Bahadur Singh, was convicted and sentenced to undergo rigorous imprisonment for a period 1½ years under Section 138 of Negotiable Instruments Act and also challenging the judgment dated 24.07.2017, passed by learned Addl. Sessions Judge, Ludhiana, vide which appeal filed by the petitioner was dismissed.

Notice of motion was issued in this case.

Mr. Shvetanshu Goel, Advocate for Mr. Abhay Gupta, Advocate has put in appearance on behalf of respondent No.2.

I have heard learned counsel for the parties and have gone

through the record.

Learned counsel for the petitioner states that matter has already been compromised between the parties. He further submits that 15% of the cheque amount has already been deposited with the Punjab State Legal Services Authority in compliance with order passed by this Court. He has also produced on record receipt regarding depositing of said amount. Same is taken on record.

On the other hand, learned counsel for respondent No.2 submits that the matter has been settled fully and finally and he has no objection if the offence in this petition is compounded.

Heard.

In view of the compromise effected between the parties and in view of the fact that offence punishable under Section 138 of the Negotiable Instruments Act, is compoundable, therefore, the judgment of conviction and order of sentence dated 08.08.2016, passed by learned Sub Divisional Judicial Magistrate, Samrala and judgment dated 24.07.2017 passed by the learned Addl. Sessions Judge, Ludhiana are set aside in view of the lawful composition of the offence.

The petition is allowed accordingly and petitioner is acquitted of the charge framed against him.

September 21, 2017
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No