

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

**CRM Nos.23027 and 23028 of 2017 in/and
CRR No.946 of 2017 (O&M)
Date of decision : July 31, 2017**

Sat Pal

..... Petitioner

Versus

Mahesh Kumar and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Ms. Kavita Arora, Advocate for the petitioner.

Mr. Hamid Hussan, Advocate
for complainant-respondent No.1.

Mr. R.K. Makkad, DAG, Haryana.

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)

CRM-23027-2017

This is an application for preponement of the main case i.e. CRR No.946 of 2017, which is fixed for 11.08.2017 on the ground that the matter has been compromised.

For the reasons mentioned in the application, main case i.e. CRR No.946 of 2017 is taken on board for hearing today.

The application stands disposed of.

CRM-23208-2017

Application is allowed as prayed for.

The compromise dated 20.07.2017 effected between the parties is taken on record as Annexure A-1.

Main Case

Heard.

It is stated that the matter under Section 138 of the Negotiable Instruments Act, 1881 has been compromised between the parties vide compromise dated 20.07.2017 (Annexure A-1), which shows that the complainant has received Rs.60,000/- and settled the dispute with the petitioner. He does not want any action against the petitioner in the complaint filed by him under Section 138 of the Negotiable Instruments Act, 1881 read with Section 420 IPC.

It is stated that the petitioner is in custody since 01.03.2017 when his appeal was dismissed by the learned Addl. Sessions Judge-I, Panchkula.

The prayer is for reducing the sentence of the petitioner to the period already undergone by him, to which learned counsel for the complainant has no objection.

In view of the fact that the complainant has been duly compensated and he does not oppose such prayer, the present revision petition is partly allowed to the extent that the sentence of the petitioner is reduced to the period already undergone by him and the order of payment of compensation is set aside, the petitioner be released forthwith, if not required in any other case.

(KULDIP SINGH)
JUDGE

July 31, 2017

sarita

Whether speaking / reasoned Yes

Whether Reportable: No