

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

Criminal Revision No.2545 of 2017 (O&M)

Date of Decision : 27.02.2018

Bir Bhan

..... Petitioner

Versus

The Kaithal Primary Co-operative Agriculture and Rural Development
Bank Limited

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. R.S.Tacoria, Advocate
for the petitioner.

Mr. Aakash Juneja, Advocate
for the respondent.

RAJ SHEKHAR ATTRI, J. (Oral)

The petitioner has preferred the instant revision petition for
compounding the offence.

Mr. Aakash Juneja, Advocate has appeared and filed power of
attorney on behalf of respondent. Same is taken on record. He has
submitted that the petitioner has deposited the entire loan amount; nothing
is due towards him and clearance certificate (Annexure P-2) dated
19.07.2017 has already been issued.

Learned counsel for the petitioner has submitted that the
petitioner, who is a poor farmer, had taken the loan for the agriculture
purpose and could not deposit the same in time.

Keeping in view the circumstances of the case, parties are
allowed to compound the offence. However, petitioner being a poor

farmer, is directed to pay only 5% of the cheque amount with Legal Services Authority of this Court within a period of three months from today.

Consequently, the judgment of conviction dated 06.04.2017 and order of sentence dated 07.04.2017 passed by the learned Judicial Magistrate Ist Class, Kaithal as well as the judgment dated 06.07.2017, passed by the first appellate court stand set aside and reversed. The complaint stands dismissed being compromised.

The instant petition stands allowed/disposed of accordingly.

27.02.2018

mamta-M

(RAJ SHEKHAR ATTRI)

JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No