

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

129

CRIMINAL REVISION NO.420 OF 2018

DATE OF DECISION: APRIL 27, 2018

Inderjit Singh

.....Petitioner

VERSUS

Gian Singh and another

....Respondents

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASI

Present: Mr. Manoj Kumar, Advocate,
for the petitioner.

Mr. Rajiv Joshi, Advocate,
for respondent No.1.

Mr. Kuldeep Singh, Sr.DAG, Punjab,
for the State-respondent No.2.

AUGUSTINE GEORGE MASI, J. (ORAL)

On 28.02.2018, a draft of ₹5lacs dated 03.02.2018 was deposited with the Registrar of this Court. On 21.04.2018, when the case came up for hearing, it was amicably settled that further amount of ₹2.5lacs be paid to complainant-respondent No.1, Gian Singh.

Today, counsel for the petitioner has handed over a demand draft of ₹2.5lacs drawn in the name of complainant-respondent No.1, Gian Singh, which has been entrusted to counsel for respondent No.1.

In the light of the receipt of demand draft of ₹2.5lacs, counsel for complainant-respondent No.1 states that the amount of ₹5lacs, which was deposited by the petitioner with the Registrar of this Court, may be

released to complainant-respondent, Gian Singh, by getting prepared a demand draft in his name or it may even be handed over to his counsel, on an application to be submitted to Registrar of this Court.

The prayer made by counsel for respondent No.1 is accepted. Registrar is directed to get prepared a demand draft of ₹5lacs in favour of the complainant-respondent, Gian Singh and hand it over either to him or his counsel, on an application moved by him.

Counsel for complainant-respondent No.1 further state that respondent No.1 has no objection in case the sentence of the petitioner is reduced to the period already undergone.

In the light of the above, the present petition is partly allowed by upholding the conviction of the petitioner. However, the sentence of two years, as awarded to the petitioner under Section 138 of the Negotiable Instrument Act, 1881, is reduced to the period already undergone by him.

April 27, 2018
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No