

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

CRR No. 547 of 2018 (O&M)

Date of decision: 06.03.2018

Baldev Singh

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Anoop Singla, Advocate
for the petitioner.

Mr. Abhaypal Singh Gill, AAG, Punjab.

Mr. Paras Jagga, Advocate
for respondent No.2.

ARVIND SINGH SANGWAN, J. (ORAL)

A report of the Mediator has been received.

As per this report, the statement of Gurbachan Singh, respondent No.2, the proprietor of M/s Ganga Singh & Sons situated at Moga Road, Kotkapura, District Faridkot, who has filed the complaint under Section 138 of the Negotiable Instruments Act, has been recorded. In the statement, Gurbachan Singh-respondent No.2 has stated that a compromise has been effected between the parties and he has received the whole cheque amount from the accused-Baldev Singh and nothing is due and recoverable from the said Baldev Singh. It is further submitted that he has no objection, if the present criminal revision filed by the petitioner-Baldev Singh is disposed of in terms of the statement of the compromise. Gurbachan Singh, respondent No.2 is also present in person along with his counsel and has acknowledged the compromise between the parties.

Learned counsel for the petitioner further submits that the

petitioner has already surrendered before the trial Court on 19.02.2018 and he has undergone about 15 days of actual sentence.

In view of the compromise between the parties, the present revision petition is partly allowed. The sentence awarded to the petitioner is reduced to the sentence already undergone by him. However, default clause for non-payment of fine is upheld and the petitioner is granted two months' time to deposit the fine of Rs.2,000/-, in case, the same has not been deposited by him. Since, the petitioner is in judicial custody, he shall be released forthwith, if he is not required in any other case.

(ARVIND SINGH SANGWAN)
JUDGE

06.03.2018

Hemlata

Whether speaking/reasoned	Yes
Whether reportable	No