

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

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**CRR-1047-2019 (O&M)
Date of Decision: 10.05.2019.**

Sukhwinder Singh

....Petitioner.

Versus

State of Punjab and another

....Respondents.

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. Shubhashish Kukreti, Advocate for the petitioner.

Mr. Rajat Bansal, Assistant Advocate General, Punjab.

Mr. Deepak Verma, Advocate for respondent No.2.

Shekher Dhawan, J.

Present criminal revision under Section 401 of the Code of Criminal Procedure has been filed against the judgment dated 25.03.2019 passed by learned Additional Sessions Judge, Patiala, whereby the appeal preferred by the petitioner-accused against the judgment of conviction and order of sentence dated 21.11.2016 passed by learned Judicial Magistrate Ist Class, Patiala, was dismissed and conviction of the petitioner-accused for 10 months' rigorous imprisonment and compensation with interest, under Section 138 of the Negotiable Instruments Act (for short, "the Act") was maintained.

Along with the present petition, an application (CRM-14231-2019) under Section 147 of the Act read with Section 482 Cr.P.C. has been moved seeking permission of the Court for compounding the offence under Section 138 of the Act.

In terms of order dated 01.05.2019, passed by this Court, the petitioner has deposited a sum of Rs.1,00,000/- with the Registry of this Court.

Learned counsel representing the parties contended that the matter has otherwise been amicably settled between the parties, which was initiated on the basis of complaint under Section 138 of the Act. Learned counsel for respondent No.2 submits that respondent No.2 does not entertain any grievance and he has no objection if the application for compounding is allowed.

In view of the above, necessary permission for compounding the offence is hereby granted. Application CRM-14231-2019 stands allowed.

Having considered the submissions made by learned counsel for the parties and appraisal of the record, this Court is of the considered view that since the parties have amicably settled the matter, the compounding of the offence, for which the petitioner-accused has been found guilty, is allowed. Consequently, the judgment of conviction and order of sentence dated 21.11.2016 and judgment dated 25.03.2019 passed by learned Additional Sessions Judge, Patiala, are set aside.

Accordingly, the present criminal revision stands disposed of.

(SHEKHER DHAWAN)
JUDGE

10.05.2019
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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No