

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRR-4131-2012(O&M)  
Date of Order: 11.09.2019

Surjit Singh

..Petitioner

Versus

M/s Zimidara Investment & Consultancy Pvt. Ltd.

..Respondent

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. H.S.Batth, Advocate, for the petitioner.  
Mr. Sahil Khunger, Advocate, for the respondent.

**ANIL KSHETARPAL, J(Oral)**

Present revision petition is arising from a criminal complaint filed under Section 138 of the Negotiable Instrument Act.

On dishonour of the cheque, petitioner-convict was convicted and sentenced for a period of one year with a fine of Rs.5,000/-, in default of payment of fine to further undergo rigorous imprisonment for a period of one month, by the learned Judicial Magistrate Ist Class, Ludhaina. In appeal, learned Sessions Judge, Ludhiana, maintained the conviction and substantive sentence. However, in place of fine, it was ordered that the petitioner-convict shall pay compensation of Rs.1,90,000/- to the complainant-respondent as the complainant had also filed a revision petition.

On 20.12.2012, petitioner was ordered to be released on bail, if the petitioner deposits the cheque amount Rs.1,07,788/- with CJM/Duty Magistrate, Ludhiana.

During the course of hearing, it is not disputed that the

aforesaid amount has been deposited and the petitioner was released on bail.

Learned counsel for the parties have arrived at a consensus. Petitioner, who is present in Court, has agreed to pay over and above (Rs.1,07,788/- already paid), a sum of Rs.1,50,000/- within a period of two months which shall be required to be deposited in the account of the respondent or paid through demand draft in favour of complainant-respondent in the aforesaid period. As per Section 147 of the Negotiable Instrument Act, 1881, offence under the Act is compoundable. Hence, permitted to be compounded.

Disposed of accordingly.

**September 11, 2019**  
**nt**

**(ANIL KSHETARPAL)**  
**JUDGE**

|                           |          |
|---------------------------|----------|
| Whether speaking/reasoned | : Yes/No |
| Whether reportable        | : Yes/No |