

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

**Criminal Revision No.2138 of 2016 (O & M)
Date of Decision:-23.10.2019**

Harjit Singh

...Petitioner

Versus

Mehar Chand and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Amandeep Singh, Advocate
for the petitioner.

Mr. Dhawaljit Dutt, Advocate for
Mr. Sumeet Arora, Advocate
for respondent No.1/complainant.

Mr. Kirat Singh Sidhu, DAG, Punjab.

MANOJ BAJAJ J.(Oral)

Challenge in the present revision petition is to the judgment dated 16.5.2016 in Criminal Appeal No.93 dated 22.9.2014 passed by the Additional Sessions Judge, Ludhiana, upholding the judgment of conviction dated 20.8.2014 passed by the Judicial Magistrate 1st Class, Ludhiana in Complaint No.876 dated 09.4.2013, under Section 138 Negotiable Instruments Act, 1881 (for short 'the Act').

Upon oral request of counsel for the petitioner, application for compounding the offence filed under Section 320 Cr.P.C. be treated as an

application under Section 147 N.I. Act, 1881.

Learned counsel further submits that the parties have arrived at a compromise and the cheque amount has been paid to the complainant. Learned counsel for the complainant states that he has no objection to the compounding of the offence.

At this stage, learned counsel for the petitioner has apprised the Court that the order dated 28.7.2016 stands complied with and the requisite 15% amount of the cheque amount has been deposited before the High Court Legal Services Authority. He has also produced the receipt dated 07.12.2016. Same is taken on record.

Considering the compromise effected between the parties, the payments made and the penalty deposited, the prayer for compounding of the offence under Section 138 of N.I. Act, 1881, is accepted and the judgment of conviction and order of sentence dated 20.8.2014 passed by the trial Court are set aside and the accused is acquitted of the charges.

Disposed off.

October 23, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No