

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

**CRR-4617-2017 (O&M)
Date of Decision :09.12.2019**

Nitin Gupta

....Petitioner

Versus

State of Punjab and another

...Respondents

CORAM : HON'BLE MR.JUSTICE ANIL KSHETARPAL

Present : Mr. Manoj Pundir, Advocate for the petitioner

Mr. Hittan Nehra, Addl. AG, Punjab

ANIL KSHETARPAL, J.(ORAL)

This revision petition has been filed against the judgment of conviction passed by the Sub Judicial Magistrate while deciding criminal complaint under Section 138 of Negotiable Instruments Act, 1881. Judgment of conviction was followed by an order of sentence. Appeal against the aforesaid judgment was dismissed by the Court of Sessions. During the pendency of the present revision petition on 21.5.2018 following order was passed:-

“Learned counsel for the petitioner has brought a demand draft in the sum of Rs.1,00,000/- (Rupees one lakh only) in favour of the complainant. The said demand draft has been handed over to learned counsel for the complainant respondent No.2 in the Court today. A photocopy of the same is placed on record.

Under the circumstances, to enable the parties to make efforts for amicable settlement through mediation, the petitioner is ordered to be released on interim bail for a period of 4 months from today, subject to his furnishing bail bonds and surety bonds to the satisfaction of CJM, SBS Nagar.

The matter is referred to Mediation and Conciliation Centre of this Court directing the parties to appear there on 28.05.2018 and then report there from be awaited for 30.08.2018.”

In the Mediation and Conciliation Centre of this Court, parties entered into a settlement, a copy whereof has been filed.

Learned counsel for the petitioner submits that the entire payment has been made as per the settlement. He has also produced a copy of the receipt establishing 15% of the cheque amount towards compounding charges deposited in the account of Punjab State Legal Services Authority, SAS Nagar, Mohali.

Keeping in view the aforesaid facts, the offence is permitted to be compounded. Accordingly, the judgment of conviction and order of sentence would cease to operate.

Disposed of.

(ANIL KSHETARPAL)
JUDGE

09.12.2019

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Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No