

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

CRR-1958-2018 (O&M)
Date of decision : 02.07.2019

Sandeep Kumar

...Petitioner

Versus

Sandeep Talwar

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Anoop Singh Sheoran, Advocate for the petitioner.

Mr. Sushil Sheoran, Advocate for the respondent.

ANIL KSHETARPAL, J. (ORAL)

This revision has been filed against the judgment of conviction and order of sentence passed by the Judicial Magistrate under Section 138 of the Negotiable Instruments Act, 1881. Appeal filed by the convict petitioner was also dismissed.

During the pendency of the revision petition, out of total due payable, ₹3,50,000/- was paid in lump sum whereas remaining amount i.e. ₹2,77,000/- was directed to be paid in monthly installment amounting to ₹10,000/- each and remaining amount of ₹7,000/- as last installment.

Learned counsel for the parties admit that out of ₹2,77,000/-, ₹80,000/- has been paid during the last 8 months. Counsel for the petitioner undertakes that remaining amount shall be paid without any default to the petitioner.

Keeping in view the aforesaid fact, the present petition is disposed of as the offence is compoundable. The petitioner shall remain bound by the order passed on 26.10.2018. In case, there is any default in payment, respondent shall be at liberty to move an application for revival.

Accordingly, the present petition is disposed of.

Judgment of conviction and order of sentence would not be operative in case the entire payment is made.

02.07.2019

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No