

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRR No.2781-2018 (O&M)
DATE OF DECISION:-11.01.2019

NIRANJAN SINGH

...PETITIONER...

V.

STATE OF PUNJAB AND ANR.

...RESPONDENTS...

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. J.S. Saini, Advocate,
for the petitioner.

Mr. Harpreet Kaur, AAG, Punjab.

Mr. Yadvinder Singh Turka, Advocate,
for respondent No.2.

RAMENDRA JAIN, J. (ORAL)

CRM-503-2019

Through this application under Section 147 of the Negotiable Instruments Act, 1881 as amended up to date read with Section 482 Cr.P.C. (for short, "Act"), the applicant-petitioner has sought compounding of offence in view of the compromise between him and complainant-respondent No.2.

In compliance of order dated 04.10.2018, the applicant-petitioner has already deposited 15% of the cheque amount in terms of the guidelines laid down in "*Damodar S. Prabhu v.Sayed Babalal H.*", **2010 (15) SCC 663**, as is clear from order dated 15.10.2018 with the

Punjab State Legal Services Authority.

Learned counsel for respondent No.2 has no objection to the compounding of offence and setting aside the judgments of appellate court and trial court against the petitioner in view of the alleged compromise between them.

In view of the above, the applicant-petitioner is permitted to compound the offence.

CRM stands disposed of.

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Since, complainant-respondent No.2 has no objection to the compounding of offence and setting aside of judgments of both the courts below, therefore, impugned judgment dated 02.08.2018 passed by first appellate court and judgment of conviction and order of sentence dated 10.10.2016 of the trial court are hereby set aside. Consequently, the complaint of respondent No.2 shall be deemed to have been dismissed.

11.01.2019

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(RAMENDRA JAIN)
JUDGE

whether speaking/reasoned:

Yes/No

whether reportable:

Yes/No