

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRR-2864-2018 (O&M)
Date of Decision:-16.1.2019

Hemant ... Petitioner

Versus

Krishan Kumar ... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Rahul Sharma-I, Advocate for the petitioner.

Mr. Brijesh Sharma, AAG, Haryana.

Mr. Namit Khurana, Advocate for
Mr. Sandeep Singh, Advocate for the complainant.

GURVINDER SINGH GILL, J.(Oral)

The petitioner Hemant has approached this Court so as to challenge judgment dated 23.8.2018 passed by learned Additional Sessions Judge, Jhajjar, whereby his conviction for offence under Section 138 of Negotiable Instruments Act as recorded by learned Judicial Magistrate 1st Class, Bahadurgarh, District Jhajjar, Haryana, has been upheld.

During the course of pendency of this revision petition, a compromise was effected amongst the parties. Pursuant to the said compromise, the petitioner/accused has given an amount of ₹5.50 lacs as against the cheque amount of ₹4 lacs to the complainant.

The learned counsel for the complainant, present in the Court, has not disputed the said fact.

However, this Court vide order dated 5.12.2018 had directed the parties to appear before the trial Court so as to get their statements recorded qua the factum of compromise.

The learned Judicial Magistrate 1st Class, Bahadurgarh vide his report dated 15.12.2018 has informed that the parties have indeed settled their matter amicably without there being any threat, coercion, pressure or undue influence.

In view of the aforestated position, the compromise is accepted and the impugned judgments are hereby set aside and the petitioner is ordered to be acquitted of all the charges framed against him.

The revision petition stands accepted in above mentioned terms.

16.1.2019

pankaj

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned Yes / No

Whether Reportable Yes / No