

246

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

**CRR-2432-2019 (O&M)
Date of decision-13.11.2019**

Bhinder Singh @ Bhupinder Singh

....Petitioner

Vs.

State of Punjab and another

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Digvijay Nagpal, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

Mr. Ratinder Sodhi, Advocate for the complainant.

MANOJ BAJAJ, J.

Through this revision petition, the convict has challenged the Appellate Court order dated 03.06.2019 whereby the appeal against the judgment of conviction and order of sentence dated 11.09.2017, passed by Chief Judicial Magistrate, Mansa convicting the petitioner under Section 138 read with Section 142 of Negotiable Instruments Act, 1881 was dismissed for non-prosecution. The trial Court had imposed the sentence of rigorous imprisonment for a period of two years along with fine of Rs.1,000/- and in case of default, he was further ordered to undergo simple imprisonment for five days.

On 23.09.2019, learned counsel for the parties were heard and it was pointed out that the settlement has been arrived at between the parties. The parties were sent before the Mediation and Conciliation Centre of this Court. Pursuant to the said order, report of the Mediation and Conciliation Centre has been received. The relevant paragraph of the report reads as under:-

7. It has been mutually agreed between the parties that the second party shall have no objection if Criminal Revision No.2432 of 2019 filed by the first party is allowed by the Hon'ble High Court, in view of the present compromise. With the execution of the present settlement/compromise, entire dispute between the parties shall stand settled. None of the parties shall institute any unwarranted litigation against each other."

Learned counsel for the petitioner has apprised the Court that the compromise has been effected between the parties before the Mediation and Conciliation Centre of this Court. He further contends that the complainant has no grievance.

Learned State counsel does not dispute the above fact.

Learned counsel for the complainant-respondent admits the fact of compromise and states that he has no objection, in case, the offence is ordered to be compounded and the impugned orders are set aside.

Considering the stand of the parties, the compounding of the offence is accepted; judgment of conviction and order of sentence dated 11.09.2017, passed by the learned trial Court, and order dated 03.06.2019,

passed by the learned Appellate Court, are hereby set aside and the accused is acquitted of the charge.

Disposed off.

(MANOJ BAJAJ)
JUDGE

13.11.2019
vanita

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No