

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Sr. No.219

CRR-860-2020 (O&M)
Date of decision : 8.9.2020

Harpreet Singh

..... Petitioner

VERSUS

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. A.S, Sandhu, Advocate, for the petitioner.

Mr. Rana Harjasdeep Singh, DAG, Punjab.

Mr. S.P.S. Khaira, Advocate, for respondent No.2.

SUDHIR MITTAL, J. (Oral)

The petitioner is the accused in a case under Section 138 of the Negotiable Instruments Act, 1881. He was convicted vide judgment dated 19.9.2017 passed by trial Court and was sentenced to undergo simple imprisonment for a period of six months and was also directed to pay compensation equivalent to the cheque amount i.e. Rs.3 lacs. The appeal of the petitioner has been dismissed vide judgment dated 7.2.2020 passed by learned Sessions Judge, Fatehgarh Sahib.

Alongwith revision petition compromise dated 10.8.2020 (Annexure A-I) has been filed.

Learned counsel for respondent No.2-complainant admits the factum of compromise dated 10.8.2020 (Annexure A-I).

Offence under Section 138 of the Negotiable Instruments Act, 1881, is compoundable. Since, the complainant-respondent No.2 has compounded the offence vide compromise dated 10.8.2020 (Annexure A-I), the petition is allowed and judgment dated 19.9.2017 passed by the trial Court and judgment dated 7.2.2020 passed by

the appellate Court, are set aside. The petitioner is acquitted and it is directed that the petitioner be released from the custody forthwith.

(SUDHIR MITTAL)
JUDGE

8.9.2020

Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No