

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

**CRR-1346-2018 (O&M)
Date of Decision : 06.02.2020**

Harikesh alias Kesha Petitioner
Versus

The Kaithal District Primary Cooperative Agricultural and Rural
Development Bank Limited Respondent

CORAM : HON'BLE MR. JUSTICE RAMENDRA JAIN

Present : Mr. Nonish Kumar, Advocate
for the petitioner.

Mr. Punit Malik, Advocate for
Mr. Vinod Bhardwaj, Advocate
for the respondent.

RAMENDRA JAIN, J. (Oral)

CRM-4400 of 2020

Through this application, prayer has been made for
compounding the offence of the petitioner.

Learned counsel for the petitioner submits that parties
have compromised the matter.

Learned counsel for respondent-complainant submits that
it has no objection in allowing the application.

Heard. The petitioner is permitted to compound the
offence in view of the fact that he has paid entire due amount to
respondent, fully satisfying its claim and has also deposited 15% of
the cheque amount vide receipt dated 09.04.2019 according to the
ratio laid down in ***Damodar S. Prabhu v. Sayed Babalal H., 2010(2)***

R.C.R.(Criminal) 851.

In view of above, parties are permitted to compound the offence.

Application stands disposed of.

CRR-1346-2018

Through this revision, accused has laid challenge to judgment dated 11.04.2018 of the First Appellate Court, affirming judgment of conviction and order of sentence dated 14.09.2017 of the trial Court, holding guilty and sentencing the petitioner to undergo simple imprisonment for a period of 06 months and pay 50% of the cheque amount as compensation to respondent-complainant under Section 138 of the Negotiable Instruments Act (for short the 'Act'). In default of payment of fine to undergo simple imprisonment for one month.

In view of permission granted to petitioner to compound the offence in aforesaid application, complaint filed by respondent-complainant under Section 138/142 of the Act and all consequential proceedings arising therefrom, including that of impugned judgments passed by Courts below are quashed.

Disposed of.

06.02.2020
mamta

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No