

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

**CRR-196-2021 (O&M)
Date of Decision: 31.8.2022**

Brij Lal

....Petitioner

VERSUS

Atma Singh and another

....Respondents

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Ashok Aneja, Advocate,
for the petitioner.

Mr. Rajesh Arora, Advocate,
for respondent No.1.

Mr. Jaspal Singh Guru, AAG, Punjab

KARAMJIT SINGH, J.

The petitioner has filed the present petition challenging the judgment dated 17.11.2017 passed by Judicial Magistrate, 1st Class, Barnala whereby the petitioner was convicted and sentenced to RI for 2 years along with compensation of one and half amount of cheque in question i.e. ₹ 13.5 lakhs under Section 138 of Negotiable Instruments Act and judgment dated 11.2.2021 whereby the appeal filed by the petitioner against the aforesaid judgment and order was dismissed by the Court of Additional Sessions Judge, Barnala.

Being aggrieved, the petitioner has filed the present revision petition.

During the hearing on 31.5.2022, counsel for the petitioner submitted that the parties have arrived at a compromise during the pendency

of the present petition and the entire settled amount has been paid by the

petitioner to the respondent by way of full and final settlement of the dispute.

Mr. Rajesh Arora, Advocate, who marked his presence on behalf of respondent No.1 admitted the factum of compromise and full and final settlement of dispute. On the last date of hearing, the petitioner was directed to deposit ₹ 25,000/- as compounding fee with High Court Legal Services Committee.

Today, counsel for the petitioner has submitted that the aforesaid compounding fee was deposited on 8.7.2022 with concerned legal services committee and the original receipt is already placed on record.

Thus, it is clear that the parties have settled their dispute by way of compromise and accordingly, permission is hereby granted to the parties to compound the offence punishable under Section 138 of Negotiable Instruments Act.

Consequently, the present revision petition is allowed and impugned judgments and orders passed by the Courts below are set aside. The complaint filed by the respondent under Section 138 of Negotiable Instruments Act is dismissed and the petitioner stands acquitted.

August 31, 2022

Paritosh Kumar

**(KARAMJIT SINGH)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No