

PARMOD KUMAR MANGLA V/S DIMAN METRA

Present: Mr.M.S.Tewatia, Advocate,
for the petitioner.

Mr.Rajender Kumar, Advocate,
for the respondent.

(Through Video Conferencing)

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Present revision petition has been filed by the accused/petitioner against the judgment of conviction dated 05.10.2019 and order of sentence dated 09.10.2019 passed by the Court of learned Chief Judicial Magistrate, Palwal, convicting the petitioner under Section 138 of the Negotiable Instruments Act and sentencing him to undergo simple imprisonment for a period of six months and to pay compensation amount to the tune of ₹45,000/- to the complainant, which conviction and sentence was confirmed in appeal by learned Additional Sessions Judge, Palwal, vide judgment dated 18.02.2021. Aggrieved by the judgments of the Courts below, the petitioner has come up in revision.

It has been stated by learned counsel for the complainant-respondent that compromise has been effected between the parties. The respondent-complainant has received the payment as per compromise and, hence, respondent-complainant is having no objection if the present petition is allowed and the impugned judgments passed by the Courts below be set aside and the petitioner be acquitted. His statement to this effect has also been recorded separately.

In view of the statement of learned counsel for the respondent-complainant, the present revision petition is accepted and the impugned

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judgments of conviction and order of sentence passed by the Courts below are set aside and the petitioner is acquitted of the offence under Section 138 of the Negotiable Instruments Act.

(R.K.Nehru)
President

(Ram Chand Gupta)
Member

11.02.2022
P.Seth