

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

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**CRM-M-12166-2022
Date of decision: 23.03.2022**

SEEMA RANI

.....Petitioner

VERSUS

STATE BANK OF INDIA

.....Respondent

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present:- Mr. Chander Shekhar Singhal, Advocate
for the petitioner.

VINOD S. BHARDWAJ, J. (Oral)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

The instant petition has been filed under Section 482 Cr.P.C. read with Section 320 (5) Cr. P.C. for permission to compound the offence in case NACT/151/2015 dated 06.10.2015/25.04.2019 under Section 138 of the Negotiable Instruments Act, 1881 (Annexure P-1) in view of RIIN Samadhan 2021-22 Scheme settlement arrived at between the parties on 14.03.2022 (Annexure P-3).

Learned counsel appearing on behalf of the petitioner *inter alia* submits that the proceedings in question had been initiated by the State Bank of India and that he has already settled the amount with the State Bank of India under the RIIN Samadhan 2021-22 Scheme settlement on 14.03.2022 (Annexure P-3) and in terms thereof, the petitioner has also deposited 10% of the outstanding amount and he is ready to pay the balance as per terms and conditions of the scheme.

Section 147 of Negotiable Instruments Act, 1881 specifies mandates that the cases under Section 138 of the Negotiable Instruments Act, 1881 are compoundable. Once the parties claim to have settled their dispute, the offence in question, which is compoundable has to be compounded in terms of Section 147 of the Negotiable Instruments Act.

The instant petition is disposed of with a liberty to the petitioner to move an appropriate application before the Trial Court in terms of Section 147 of the Negotiable Instruments Act and to establish the factum of amicable settlement of the dispute between the parties. Upon the needful being done and the parties satisfying the Court about the settlement having been arrived at, appropriate orders in terms of the mandate of Section 147 of Negotiable Instruments Act shall be thereafter passed by the Trial Court.

Petition disposed off.

(VINOD S. BHARDWAJ)
JUDGE

MARCH 23, 2022
Vishal sharma

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No