

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

CRR No.553 of 2020 (O&M)
Date of decision: 21st February, 2023

Manohar Lal

... Petitioner

Versus

Kuldip Kumar Walia & another

... Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Surinder Gandhi, Advocate for the petitioner.
Mr. R.P.S. Ahluwalia, Advocate for
Mr. Mayank Bansal, Advocate for respondent No.1.
Mr. Amit Rana, Sr. Deputy Advocate General, Punjab
for respondent No.2/State.

MANJARI NEHRU KAUL, J. (ORAL)

The petitioner is impugning the judgment of his conviction and order of sentence dated 01.02.2019 passed by the learned Judicial Magistrate 1st Class, Pathankot which was upheld by the learned Additional Sessions Judge, Pathankot vide judgment dated 27.01.2020.

Learned counsel for the petitioner submits that during the pendency of the instant revision petition, the parties have amicably resolved their disputes and hence in the circumstances, a prayer for compounding of the offence under Section 138 of the Negotiable Instruments Act, 1881 (hereinafter referred to as, 'the Act') has been made.

Learned counsel for the respondents do not dispute the submissions made by the counsel opposite that subsequent to the conviction of the petitioner for offence under Section 138 of the Act, vide which he was sentenced to undergo simple imprisonment for one year, the parties have amicably resolved their disputes. They also do not oppose the prayer made by learned counsel for the petitioner for compounding of the offence under Section 138 of the Act and disposing of the instant revision petition accordingly.

In view of the compromise arrived at between the parties and the concurrence shown by learned counsel for both the parties, the instant revision petition is allowed. The offence under Section 138 of the Act is compounded and the judgment of conviction and order of sentence dated 01.02.2019 passed by the learned Judicial Magistrate 1st Class, Pathankot as well as the judgment dated 27.01.2020 passed by the learned Additional Sessions Judge, Pathankot are set aside.

(MANJARI NEHRU KAUL)
JUDGE

February 21, 2023

rps

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