

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

CRR No.1107 of 2019

Date of Decision: August 17, 2023

Deepak Mittal

...Petitioner

Versus

Surjit Singh and another

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Pankaj Bali, Advocate for the petitioner.

Mr. Davinder Kumar, Advocate for Mr. Sanjiv Jindal,
Advocate for respondent No.1.

DEEPAK GUPTA, J.(Oral)

Petitioner was convicted under Section 138 of the Negotiable Instruments Act in Criminal Case No.83 of 2013, vide judgment dated 16.11.2015 passed by learned Sub Divisional Judicial Magistrate, Talwandi Sabo and was sentenced to undergo rigorous imprisonment for two years and to pay a fine of ₹10,000/-. Appeal filed by him was dismissed vide judgment dated 30.04.2019.

Against the afore-said concurrent findings, the accused filed this revision before this Court as the matter has been compromised. Petitioner has paid an amount of ₹4 lacs to the respondent- complainant. Respondent appeared through his counsel and admitted the factum of compromise.

The offence under Section 138 of the NI Act is compoundable. Compounding can be allowed at any stage. Therefore, matter having been compounded amongst the parties, the present revision is allowed and the impugned judgment of conviction and order of sentence as passed by the Courts below are hereby set aside.

Revision stands allowed accordingly.

August 17, 2023
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(DEEPAK GUPTA)
JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No